

OFFICIAL PROCEEDINGS MINNEAPOLIS CITY COUNCIL

REGULAR MEETING OF OCTOBER 4, 2013

(Published October 12, 2013, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
October 4, 2013 - 9:30 a.m.

Council Vice President Lilligren in the Chair.

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

Absent – Council President Johnson.

Schiff moved adoption of the agenda. Seconded.

Goodman moved to amend the agenda to include under "New Business" a Notice of Intent to introduce an ordinance at the next regular meeting of the City Council amending regulations for signs located in the NM Nicollet Mall Overlay District. Seconded.

Adopted upon a voice vote.

Absent – Johnson.

Schiff moved to amend the agenda to move the report of the Zoning & Planning Committee to the beginning of the Reports of Standing Committees section. Seconded.

Adopted upon a voice vote.

Absent – Johnson.

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

Absent – Johnson.

Schiff moved acceptance of the minutes of the regular meeting of September 20, 2013 and the adjourned session held September 20, 2013. Seconded.

Adopted upon a voice vote.

Absent – Johnson.

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

Adopted upon a voice vote.

Absent – Johnson.

PETITIONS AND COMMUNICATIONS

COMMITTEE OF THE WHOLE:

INTERGOVERNMENTAL RELATIONS (276756)

Federal/State/Regional Legislative Update.

RICKMYER, PETER (276757)

Correspondence detailing: Grievance re 2539 Irving Ave N; Discussion re Jordan Area Community Council refusing to obtain building permits to change occupancy of the structure from residential to office building.

Second request for \$25,000 for Jordan Area Community Council.

Correspondence re FEMA brochure on Prepare for Emergencies Now: Information for People with Disabilities.

COMMITTEE OF THE WHOLE (See Rep):

COORDINATOR/PUBLIC HEALTH/ATTORNEY (276758)

Minneapolis Youth Cabinet: Resolution establishing a City of Minneapolis Youth Cabinet.

COMMUNITY DEVELOPMENT:

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276759)

Minneapolis Employment & Training Program 2013 Partners of the Year Awards.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276760)

Greater Metropolitan Housing Corp: Extension of \$750,000 line of credit for interim financing.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276761)

Hi-Lake Triangle Apartments Project (2230 E Lake St): Request to award Transportation Oriented Development Program funds; request for appropriation for tax increment financing.

PUBLIC SAFETY, CIVIL RIGHTS & HEALTH:

HEALTH DEPARTMENT (276762)

Public Health Advisory Committee 2013 Annual Report.

PUBLIC SAFETY, CIVIL RIGHTS & HEALTH (See Rep):

HEALTH DEPARTMENT (276763)

NextGen Healthcare Information Systems, Inc: Amendments #2 and #3 with contract for modifications in services for electronic health records for school based clinic programs.

REGULATORY SERVICES (276764)

Animal Adoption Policy: Resolution ensuring adoptable animals find a forever home.

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

HEALTH DEPARTMENT (276765)

Pat Neska and Associates Contract: Amendment to contract for school based clinic billing, data management & consulting/training services, extending date & increasing amount.

U.S. Health Resources & Services Administration/Maternal Child Health Research Program Grant Application: Application for grant to implement & study the benefits of engaging expectant fathers.

U.S. Department of Justice/Office of Juvenile Justice & Delinquency Prevention Grant Award: Authorize accept & appropriate grant award for youth violence prevention activities.

POLICE DEPARTMENT (276766)

MN Department of Public Safety/Office of Traffic Safety Toward Zero Deaths Grant Award: Authorize accept & appropriate grant award & enter into agreements with Police Departments of the UofM, Golden Valley, Crystal, Hopkins, Robbinsdale & New Hope to share grant funds to be determined.

U.S. Department of Justice/Office on Violence Against Women Grant Award: Authorize accept & appropriate grant award & execute a contract with US DOJ; authorize contract with domestic violence advocacy agencies as designated in the grant proposal.

Police K-9s: Authorize contract with Law Enforcement Technology Group, LLC, for tracking of activity of Police K-9's.

Security Services at Gopher Football Games: Revised report re accept & appropriate funds from the University of Minnesota & authorize contract agreement for Mpls Police to provide security at Gopher football games at the TCF Bank Stadium.

REGULATORY SERVICES (276767)

Minneapolis Animal Care & Control: In-kind donations of dog and cat food and supplies.

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

LICENSES AND CONSUMER SERVICES (276768)

Licenses: Grant licenses recommended for approval.

Haiku Japanese Bistro, 620 Washington Ave SE: On-Sale Liquor Class E with Sunday Sales and 2:00 a.m. License.

One Two Three Sushi, 318 14th Ave SE: On-Sale Wine Class E with Strong Beer License; Comments.

Dino's Fresh Med Grill, 856 Washington Ave SE: On-Sale Wine Class E with Strong Beer License.

Popeye's, 1301 W Broadway: Business License Operating Conditions relating to Restaurant License.

REGULATORY SERVICES (276769)

Rental Dwelling License at 1341 Oliver Ave N: Revocation of license held by Ramone Robinson II.

REGULATORY SERVICES (276770)

Rental Dwelling License at 3322 Clinton Ave: Revocation of license held by Thomas Cao.

REGULATORY SERVICES (276771)

Rental Dwelling License at 4227 Emerson Ave N: Reinstatement of license to be held by Prashant Babal.

Rental Dwelling License at 3335 Upton Ave N: Stipulated Agreement and Conditions relating to the Rental Dwelling License held by SL Property Holdings, LLC - Scott Lauderdale.

TRANSPORTATION AND PUBLIC WORKS:

PUBLIC WORKS AND ENGINEERING (276772)

Snow and Ice Removal from Public Sidewalks: Set assessment public hearing for October 22, 2013.

Sidewalk Repair and Construction: Set assessment public hearing for October 22, 2013.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (276773)

Downtown Business Improvement Special Service District: Assessment public hearing; Comments.

PUBLIC WORKS AND ENGINEERING (276774)

Nicollet-Central Transit Alternatives Study: Locally Preferred Alternative; Comments.

PUBLIC WORKS AND ENGINEERING (276775)

Non-Governmental Tax Exempt Parcel Street Light Operations Fee Assessment: Project designation and set public hearing for October 22, 2013.

Non-Governmental Tax Exempt Parcel Street Maintenance Assessment: Project designation and set public hearing for October 22, 2013.

Fridley Softening Plant Exterior Stabilization Project: Contract amendment with A & M Construction.

Nicollet Ave Reconstruction Project No 6713: Contract amendment with Thomas and Sons Construction, Inc.

Metropolitan Council Environmental Services Memorandum of Understanding (MOU): Amend Minneapolis Comprehensive Plan relating to combined sewer overflow elimination efforts.

Penn Ave S Reconstruction Project No 5229: Layout Revision.

Predetermined Demand Level Agreements with Xcel Energy: Agreements relating to Water Treatment & Distribution Services facilities.

Inland Quarry Retail, LLC: Right-of-Entry Agreement for path improvements.

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

PUBLIC WORKS AND ENGINEERING (276776)

Nicollet Mall Redesign and Reconstruction: Contract with James Corner Field Operations for concept design.

WAYS AND MEANS BUDGET:

CITY COUNCIL (276777)

Responsible Banking Ordinance.

MAYOR (276778)

Southwest Light Rail Transit Update: Receive and File.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (276779)

2012 Consolidated Assessment Appeal: Assessment 11-0880749 (\$6,746 - 2116 25th Ave N), Assessment 11-0877896 (\$132.50 - 3238 Bryant Ave N).

ATTORNEY (276780)

Legal Settlements: William Demone Walker v. City of Minneapolis, et al; Kari Andrews v. City of Minneapolis, et al.

ATTORNEY (276781)

No Fault Claim: Tyler Quigley

CONVENTION CENTER (276782)

Target Center Intercom System: Alpha Video and Audio Inc.

EXECUTIVE COMMITTEE (276783)

Labor Negotiations: Construction Building Trades Council, Trades Inspectors Unit; Plumbers Local 15, AFL-CIO, Water Works Maintenance Unit.

EXECUTIVE COMMITTEE (276784)

New Appointed Position: Director of Accounting and Financial Reporting.

EXECUTIVE COMMITTEE (276785)

Parking Benefits Change for Appointed Employees and department/division paid parking.

NEIGHBORHOOD AND COMMUNITY RELATIONS (276786)

NCR Audit Services Contract Amendment: C-36420 with Mike Wilson and Associates.

ZONING AND PLANNING (See Rep):

ATTORNEY (276787)

Legal settlement of The Preservation Alliance of Minnesota et al. vs. City of Minneapolis.

HERITAGE PRESERVATION COMMISSION (276788)

Historic Variance request by Van Dusen Mansion & Event Center Inc., for 1900 LaSalle Avenue.

HERITAGE PRESERVATION COMMISSION (276789)

Ordinance amending Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to Heritage Preservation: Heritage Preservation Regulations - Appeal Process from HPC to City Council.

PLANNING COMMISSION/DEPARTMENT (276790)

Alley Vacation: Edison North Parking Lot Improvement Project, 2200 Quincy Street NE.

PLANNING COMMISSION/DEPARTMENT (276791)

Residential Density Standards (Zoning Code Text Amendments): Ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, Chapter 527 relating to Planning Unit Development; Chapter 546 relating to Residence Districts; Chapter 547 relating to Office Residence District; Chapter 548 relating to Commercial Districts; and Chapter 551 relating to Overlay District; return Chapter 520 to the author.

PLANNING COMMISSION/DEPARTMENT (276792)

Rezoning: 3328-30 18th Avenue South (Mina and Gregory Leierwood).

FILED:

ACRE LAND SURVEYING INC. (276793)

Vacate two easements between Marshall and Main Streets and 13th and 12th Avenues NE, Grain Belt Terraces.

CHARTER COMMISSION (276794)

League of Women Voters Minneapolis Press Release: Support of November Ballot Plain Language Charter Revisions.

Plain Language Charter Amendment: Frequently Asked Questions.

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

REPORTS OF STANDING COMMITTEES

The ZONING & PLANNING Committee submitted the following reports:

Z&P – Your Committee, to whom was referred ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code*, amending residential density standards now recommends that the following ordinances be given their second reading for amendment and passage:

- a) Chapter 527 relating to *Planning Unit Development*;
- b) Chapter 546 relating to *Residence Districts*;
- c) Chapter 547 relating to *Office Residence Districts*;
- d) Chapter 548 relating to *Commercial Districts*; and
- e) Chapter 551 relating to *Overlay District*.

Your Committee further recommends that Chapter 520 relating to *Introductory Provisions* be returned to author.

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Ordinance 2013-Or-083 amending Title 20, Chapter 527 of the Minneapolis Code of Ordinances relating to *Zoning Code: Planned Unit Development*, amending Section 527.150 and Table 527-2 to amend residential density standards, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-083
By Schiff
Intro & 1st Reading: 6/28/2013
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 20, Chapter 527 of the Minneapolis Code of Ordinances relating to Zoning Code: Planned Unit Development.

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

Section 1. That Section 527.150 of the above-entitled ordinance be amended to read as follows:

527.150. Lot area requirements. (a) *In general.* The city planning commission may authorize reductions in the area of individual lots within a planned unit development from the required lot area for the zoning district, provided any such reductions shall be compensated for by an equivalent amount of lot area elsewhere in the planned unit development. Lot area shall not include areas designated as public or private streets.

(b) *Density bonus.* In districts that limit the number of allowed dwelling units, the maximum number of dwelling units may be increased by twenty (20) percent for the purpose of promoting an integrated project that provides a variety of housing types and site amenities.

Section 2. That Table 527-2 of the above-entitled ordinance be amended to read as follows:

Table 527-2 Authorized Alternatives

Zoning code standard	Authorized alternative
Section 527.150. Lot area requirements.	1) To allow reductions in the area of individual lots within the planned unit development from the required lot area of the zoning district. 2) To allow a density bonus to increase the maximum number of dwelling units by not more than twenty (20) percent <u>in districts that limit the number of allowed dwelling units.</u>

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Ordinance 2013-Or-084 amending Title 20, Chapter 546 of the Minneapolis Code of Ordinances relating to *Zoning Code: Residence Districts*, amending Section 546.130, Table 546-3, Table 546-5, Table 546-7, Table 546-9, Table 546-11, Table 546-13, Section 546.540, Table 546-15, Section 546.590, and Table 546-17 to amend residential density standards, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-084
By Schiff
Intro & 1st Reading: 6/28/2013
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 20, Chapter 546 of the Minneapolis Code of Ordinances relating to Zoning Code: Residence Districts.

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

Section 1. That Section 546.130 of the above-entitled ordinance be amended to read as follows:

546.130. Density bonuses. (a) *Bonus for enclosed parking.* In the R3 through R6 Districts, ~~the maximum number of dwelling units and the~~ maximum floor area ratio of multiple-family dwellings may be increased by twenty (20) percent if all required parking is provided within the building, entirely below grade, or in a parking garage of at least two (2) levels. In the R3 and R4 Districts, where residential density is specifically limited by a minimum lot area per dwelling unit requirement, the maximum number of dwelling units may be increased by twenty

(20) percent if all required parking is provided within the building, entirely below grade, or in a parking garage of at least two (2) levels.

(b) *Bonus for affordable housing.* The ~~maximum number of dwelling units and the maximum floor area ratio of new cluster developments and new multiple-family dwellings of five (5) units or more may be increased by twenty (20) percent if at least twenty (20) percent of the dwelling units meet the definition of affordable housing.~~ In the R3 and R4 Districts, where residential density is specifically limited by a minimum lot area per dwelling unit requirement, the maximum number of dwelling units may be increased by twenty (20) percent if at least twenty (20) percent of the dwelling units meet the definition of affordable housing.

Section 2. That Table 546-3 of the above-entitled ordinance be amended to read as follows:

Table 546-3 R1 Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single-dwelling	6,000	50	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development	18,000 or 6,000 sq. ft. per dwelling unit, whichever is greater*	100	None <u>0.5</u>

Section 3. That Table 546-5 of the above-entitled ordinance be amended to read as follows:

Table 546-5 R1A Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single-dwelling	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development	15,000 or 5,000 sq. ft. per dwelling unit, whichever is greater*	80	None <u>0.5</u>

OCTOBER 4, 2013

Section 4. That Table 546-7 of the above-entitled ordinance be amended to read as follows:

Table 546-7 R2 Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single-family dwelling	6,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Two-family dwelling	12,000	4.0	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development	18,000 or 6,000 sq. ft. per dwelling unit, whichever is greater*	100	None <u>0.5</u>

Section 5. That Table 546-9 of the above-entitled ordinance be amended to read as follows:

Table 546-9 R2B Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single-family dwelling	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Two-family dwelling, existing on January 1, 1995	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Two-family dwelling, established after January 1, 1995	10,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development, existing on January 1, 1995	15,000 or 2,500 sq. ft. per dwelling unit, whichever is greater	80	None <u>0.5</u>
Cluster development, established after January 1, 1995	15,000 or 5,000 sq. ft. per dwelling unit, whichever is greater	80	None <u>0.5</u>

Section 6. That Table 546-11 of the above-entitled ordinance be amended to read as follows:

Table 546-11 R3 Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single or two-family dwelling	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development,	7,500 or 1,500 sq. ft. per dwelling unit, whichever is greater	40	None <u>1.0</u>

Section 7. That Table 546-13 of the above-entitled ordinance be amended to read as follows:

Table 546-13 R4 Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>	<i>Maximum Height</i>
RESIDENTIAL USES				
Dwellings				
Single or two-family dwelling	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater	2.5 stories, not to exceed 30 ft.
Cluster development	5,000 or 1,250 sq. ft. per dwelling unit, whichever is greater	40	None <u>1.5</u>	2.5 stories, not to exceed 35 ft.
Multiple-family dwelling	5,000 or 1,250 sq. ft. per dwelling unit, whichever is greater	40	<u>1.5</u>	4 stories, not to exceed 56 ft.

Section 8. That Section 546.540 of the above-entitled ordinance be amended to read as follows:

546.540. Purpose. The R5 Multiple-family District is established to provide an environment of high density apartments, congregate living arrangements and cluster developments on lots with a minimum lot area of five thousand (5,000) square feet and at least ~~seven hundred (700) square feet of lot area per dwelling unit.~~ In addition to residential uses, institutional and public uses and public services and utilities may be allowed.

OCTOBER 4, 2013

Section 9. That Table 546-15 of the above-entitled ordinance be amended to read as follows:

Table 546-15 R5 Lot Dimension and Building Bulk Requirements

Uses	Minimum Lot Area (Square Feet)	Minimum Lot Width (Feet)	Maximum Floor Area Ratio (Multiplier)	Maximum Height
RESIDENTIAL USES				
Dwellings				
Single or two-family dwelling existing on the effective date of this ordinance	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater	2.5 stories, not to exceed 30 ft.
Cluster development	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40	None <u>2.0</u>	2.5 stories, not to exceed 35 ft.
Multiple-family dwelling	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40	2.0	4 stories, not to exceed 56 ft.
Planned development unit	1 acre or 700 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.	2.0	4 stories, not to exceed 56 ft.

Congregate Living				
Community residential facility serving six (6) or fewer persons	5,000	40	None	2.5 stories, not to exceed 35 ft.
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40	2.0	4 stories, not to exceed 56 ft.
Board and care home/ Nursing home/ Assisted living	20,000	80	2.0	4 stories, not to exceed 56 ft.
Faculty house	10,000	80	2.0	2.5 stories, not to exceed 35 ft.
Fraternity or sorority	10,000 or 700 sq. ft. per rooming unit, whichever is greater	80	2.0	2.5 stories, not to exceed 35 ft.
Hospitality residence	10,000 or 700 sq. ft. per rooming unit, whichever is greater	80	2.0	4 stories, not to exceed 56 ft.

OCTOBER 4, 2013

Residential hospice	10,000	80	2.0	2.5 stories, not to exceed 35 ft.
Supportive housing	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40	2.0	4 stories, not to exceed 56 ft.

Section 10. That Section 546.590 of the above-entitled ordinance be amended to read as follows:

546.590. Purpose. The R6 Multiple-family District is established to provide an environment of high density apartments, congregate living arrangements and cluster developments on lots with a minimum of five thousand (5,000) square feet of lot area and at least four hundred (400) square feet of lot area per dwelling unit. In addition to residential uses, institutional and public uses and public services and utilities may be allowed.

Section 11. That Table 546-17 of the above-entitled ordinance be amended to read as follows:

Table 546-17 R6 Lot Dimension and Building Bulk Requirements

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>	<i>Maximum Height</i>
RESIDENTIAL USES				
Dwellings				
Single or two-family dwelling existing on the effective date of this ordinance	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater	2.5 stories, not to exceed 30 ft.
Cluster development	5,000 or 400 sq. ft. per dwelling unit, whichever is greater	40	None <u>3.0</u>	2.5 stories, not to exceed 35 ft.
Multiple-family dwelling	5,000 or 400 sq. ft. per dwelling unit, whichever is greater	40	3.0	6 stories, not to exceed 84 ft.
Planned unit development	1 acre or 400 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.	3.0	6 stories, not to exceed 84 ft.
Congregate Living				
Community residential facility serving six (6) or fewer persons	5,000	40	None	2.5 stories, not to exceed 35 ft.
Community residential facility serving	5,000 or 400 sq. ft. per	40	3.0	6 stories, not to

OCTOBER 4, 2013

seven (7) to thirty-two (32) persons	rooming unit, whichever is greater			exceed 84 ft.
Board and care home/Nursing home/Assisted living	20,000	80	3.0	6 stories, not to exceed 84 ft.
Faculty house	10,000	80	3.0	2.5 stories, not to exceed 35 ft.
Fraternity or sorority	10,000 or 400 sq. ft. per rooming unit, whichever is greater	80	3.0	2.5 stories, not to exceed 35 ft.
Hospitality residence	10,000 or 400 sq. ft. per rooming unit, whichever is greater	80	3.0	4 stories, not to exceed 56 ft.
Residential hospice	10,000	80	3.0	2.5 stories, not to exceed 35 ft.
Supportive housing	5,000 or 400 sq. ft. per rooming unit, whichever is greater	40	3.0	6 stories, not to exceed 84 ft.

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Ordinance 2013-Or-085 amending Title 20, Chapter 547 of the Minneapolis Code of Ordinances relating to *Zoning Code: Office Residence Districts*, amending Section 547.130, Table 547-3, Table 547-4, and Table 547-5 to amend residential density standards, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-085
By Schiff
Intro & 1st Reading: 6/28/2013
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 20, Chapter 547 of the Minneapolis Code of Ordinances relating to Zoning Code: Office Residence Districts.

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

Section 1. That Section 547.130 of the above-entitled ordinance be amended to read as follows:

547.130. Density bonuses. (a) *Bonus for enclosed parking.* In the OR2 and OR3 office residence districts, ~~the maximum number of dwelling units and~~ the maximum floor area ratio of multiple-family dwellings may be increased by twenty (20) percent if all required parking is

OCTOBER 4, 2013

provided within the building, entirely below grade, or in a parking garage of at least two (2) levels.

(b) *Bonus for affordable housing.* The ~~maximum number of dwelling units and the~~ maximum floor area ratio of new cluster developments and new multiple-family dwellings of five (5) units or more may be increased by twenty (20) percent if at least twenty (20) percent of the dwelling units meet the definition of affordable housing.

Section 2. That Table 547-3 of the above-entitled ordinance be amended to read as follows:

Table 547-3 Lot Dimension and Building Bulk Requirements in the OR1 District

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>	
RESIDENTIAL USES				
Dwellings				
Single or two-family dwelling	5,000	40	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater	
Cluster development	5,000 or 1,500 sq. ft. per dwelling unit, whichever is greater	40	None <u>1.5</u>	
Dwelling unit, as part of a mixed use building	5,000 or 1,500 sq. ft. per dwelling unit, whichever is greater	40	1.5	
Multiple-family dwelling	5,000 or 1,500 sq. ft. per dwelling unit, whichever is greater	40	1.5	
Planned unit development	1 acre or 1,500 sq. ft. per dwelling unit, whichever is greater		As approved by C.U.P.	1.5
Congregate Living				
Community residential facility serving six (6) or fewer persons	5,000	40	None	
Community residential facility serving seven (7) to sixteen (16) persons	5,000 or 1,250 sq. ft. per rooming unit, whichever is greater	40	1.5	

Section 3. That Table 547-4 of the above-entitled ordinance be amended to read as follows:

Table 547-4 Lot Dimension and Building Bulk Requirements in the OR2 District

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Maximum Height</i>	<i>Maximum Floor Area</i>
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OCTOBER 4, 2013

			Ratio (Multiplier)
RESIDENTIAL USES			
Dwellings			
Single or two-family dwelling	5,000	2.5 stories, not to exceed 30 ft.	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	2.5 stories, not to exceed 35 ft.	None <u>2.5</u>
Dwelling unit, as part of a mixed use building	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5
Multiple-family dwelling	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5
Planned unit development	1 acre or 700 sq. ft. per dwelling unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5

Congregate Living			
Community residential facility serving six (6) or fewer persons	5,000	2.5 stories, not to exceed 35 ft.	None
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 700 sq. ft. per rooming unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5
Board and care home/ Nursing home/ Assisted living	20,000	4 stories, not to exceed 56 ft.	2.5
Dormitory	10,000 or 700 sq. ft. per rooming unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5
Faculty house	10,000	2.5 stories, not to exceed 35 ft.	2.5
Fraternity or sorority	10,000 or 700 sq. ft. per rooming unit, whichever is greater	2.5 stories, not to exceed 35 ft.	2.5
Hospitality residence	10,000 or 700 sq. ft. per rooming unit, whichever is greater	4 stories, not to exceed 56 ft.	2.5
Residential hospice	10,000	2.5 stories, not to exceed 35 ft.	2.5
Supportive housing	5,000 or 700 sq. ft. per	4 stories, not to	2.5

OCTOBER 4, 2013

	rooming unit, whichever is greater	exceed 56 ft.	
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Section 4. That Table 547-5 of the above-entitled ordinance be amended to read as follows:

Table 547-5 Lot Dimension and Building Bulk Requirements in the OR3 District

<i>Uses</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Maximum Height</i>	<i>Maximum Floor Area Ratio (Multiplier)</i>
RESIDENTIAL USES			
Dwellings			
Single or two-family dwelling	5,000	2.5 stories, not to exceed 30 ft.	0.5 or 2,500 sq. ft. of GFA per unit, whichever is greater
Cluster development	5,000 or 300 sq. ft. per dwelling unit, whichever is greater	2.5 stories, not to exceed 35 ft.	None <u>3.5</u>
Dwelling unit, as part of a mixed use building	5,000 or 300 sq. ft. per dwelling unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5
Multiple-family dwelling	5,000 or 300 sq. ft. per dwelling unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5
Planned unit development	1 acre or 300 sq. ft. per dwelling unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5

Congregate Living			
Community residential facility six (6) or fewer persons	5,000	2.5 stories, not to exceed 35 ft.	None
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 300 sq. ft. per rooming unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5
Board and care home/Nursing home/Assisted living	20,000	6 stories, not to exceed 84 ft.	3.5
Dormitory	10,000 or 300 sq. ft. per rooming unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5
Faculty house	10,000	2.5 stories, not to exceed 35 ft.	3.5
Fraternity or sorority	10,000 or 300 sq. ft. per	2.5 stories, not	3.5

	rooming unit, whichever is greater	to exceed 35 ft.	
Hospitality residence	10,000 or 300 sq. ft. per rooming unit, whichever is greater	4 stories, not to exceed 56 ft.	3.5
Residential hospice	10,000	2.5 stories, not to exceed 35 ft.	3.5
Supportive housing	5,000 or 300 sq. ft. per rooming unit, whichever is greater	6 stories, not to exceed 84 ft.	3.5

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Ordinance 2013-Or-086 amending Title 20, Chapter 548 of the Minneapolis Code of Ordinances relating to *Zoning Code: Commercial Districts*, amending Section 548.130, Table 548-4, Table 548-5, Table 548-6, Table 548-7, and Table 548-8 to amend residential density standards, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-086
By Schiff
Intro & 1st Reading: 6/28/2013
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 20, Chapter 548 of the Minneapolis Code of Ordinances relating to Zoning Code: Commercial Districts.

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

Section 1. That Section 548.130 of the above-entitled ordinance be amended to read as follows:

548.130. Density bonuses. (a) *Bonus for enclosed parking.* ~~The maximum number of dwelling units and~~ the maximum floor area ratio of multiple-family dwellings may be increased by twenty (20) percent if all required parking is provided within the building, entirely below grade, or in a parking garage of at least two (2) levels.

(b) *Bonus for mixed commercial-residential buildings.* ~~The maximum number of dwelling units and~~ the maximum floor area ratio may be increased by twenty (20) percent where residential uses are located above a ground floor in which at least fifty (50) percent of the gross floor area is devoted to commercial uses. In addition, in the C1 District, the maximum height of such structure may be increased to three (3) stories or forty-two (42) feet, whichever is less.

OCTOBER 4, 2013

(c) *Bonus for affordable housing.* The ~~maximum number of dwelling units and the~~ maximum floor area ratio of new cluster developments and new multiple-family dwellings of five (5) units or more may be increased by twenty (20) percent if at least twenty (20) percent of the dwelling units meet the definition of affordable housing.

Section 2. That Table 548-4 of the above-entitled ordinance be amended to read as follows:

Table 548-4 Residential Lot Dimension Requirements in the C1 District

<i>Use</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>
RESIDENTIAL USES		
Dwellings		
Single or two-family dwelling	5,000	40
Cluster development	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40
Dwelling unit, as part of a mixed use building	700 sq. ft. per dwelling unit <u>None required for the residential use</u>	None
Multiple-family dwelling	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40
Planned unit development	1 acre or 700 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.
Congregate Living		
Community residential facility serving six (6) or fewer persons	5,000	40
Community residential facility serving seven (7) to sixteen (16) persons	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40

Section 3. That Table 548-5 of the above-entitled ordinance be amended to read as follows:

Table 548-5 Residential Lot Dimension Requirements in the C2 District

<i>Use</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>
RESIDENTIAL USES		
Dwellings		
Single or two-family dwelling	5,000	40
Cluster development	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40
Dwelling unit, as part of a mixed use	700 sq. ft. per dwelling unit <u>None</u>	None

OCTOBER 4, 2013

building	<u>required for the residential use</u>	
Multiple-family dwelling	5,000 or 700 sq. ft. per dwelling unit, whichever is greater	40
Planned unit development	1 acre or 700 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.
Congregate Living		
Community residential facility serving six (6) or fewer persons	5,000	40
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40
Board and care home/Nursing home/Assisted living	20,000	80
Inebriate housing	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40
Residential hospice	10,000	80
Supportive housing	5,000 or 700 sq. ft. per rooming unit, whichever is greater	40

Section 4. That Table 548-6 of the above-entitled ordinance be amended to read as follows:

Table 548-6 Residential Lot Dimension Requirements in the C3A District

<i>Use</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>
RESIDENTIAL USES		
Dwellings		
Single or two-family dwelling	5,000	40
Cluster development	5,000 or 400 sq. ft. per dwelling unit	40
Dwelling unit, as part of a mixed use building	400 sq. ft. per dwelling unit <u>None required for the residential use</u>	None
Multiple-family dwelling	5,000 or 400 sq. ft. per dwelling unit, whichever is greater	40
Planned unit development	1 acre or 400 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.
Congregate Living		
Community residential facility serving six (6) or fewer persons	5,000	40
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 400 sq. ft. per rooming unit, whichever is greater	40

OCTOBER 4, 2013

Section 5. That Table 548-7 of the above-entitled ordinance be amended to read as follows:

Table 548-7 Residential Lot Dimension Requirements in the C3S District

<i>Use</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>
RESIDENTIAL USES		
Dwellings		
Single or two-family dwelling	5,000	40
Cluster development	5,000 or 400 sq. ft. per dwelling unit, whichever is greater	40
Dwelling unit, as part of a mixed use building	400 sq. ft. per dwelling unit <u>None required for the residential use</u>	None
Multiple-family dwelling	5,000 or 400 sq. ft. per dwelling unit, whichever is greater	40
Planned unit development	1 acre or 400 sq. ft. per dwelling unit, whichever is greater	As approved by C.U.P.
Congregate Living		
Community residential facility serving six (6) or fewer persons	5,000	40
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 400 sq. ft. per rooming unit, whichever is greater	40

Section 6. That Table 548-8 of the above-entitled ordinance be amended to read as follows:

Table 548-8 Residential Lot Dimension Requirements in the C4 District

<i>Use</i>	<i>Minimum Lot Area (Square Feet)</i>	<i>Minimum Lot Width (Feet)</i>
RESIDENTIAL USES		
Dwellings		
Single or two-family dwelling	5,000	40
Cluster development	5,000 or 900 sq. ft. per dwelling unit, whichever is greater	40
Dwelling unit, as part of a mixed use building	900 sq. ft. per dwelling unit <u>None required for the residential use</u>	None
Multiple-family dwelling	5,000 or 900 sq. ft. per dwelling unit, whichever is greater	40
Planned unit development	1 acre or 900 sq. ft. per dwelling unit,	As approved

OCTOBER 4, 2013

	whichever is greater	by C.U.P.
Congregate Living		
Community residential facility serving six (6) or fewer persons	5,000	40
Community residential facility serving seven (7) to thirty-two (32) persons	5,000 or 750 sq. ft. per rooming unit, whichever is greater	40
Board and care home/ Nursing home/ Assisted living	20,000	80
Inebriate housing	5,000 or 750 sq. ft. per rooming unit, whichever is greater	40
Residential hospice	10,000	80
Supportive housing	5,000 or 750 sq. ft. per rooming unit, whichever is greater	40

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Ordinance 2013-Or-087 amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to *Zoning Code: Overlay Districts*, amending Sections 551.380 and 551.385 to amend residential density standards, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-087
By Schiff
Intro & 1st Reading: 6/28/2013
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to Zoning Code: Overlay Districts.

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

Section 1. That Section 551.380 of the above-entitled ordinance be amended to read as follows:

551.380. Minimum lot area requirements. ~~Lot area requirements~~ The minimum lot area for residential uses in the IL Overlay District shall be ~~a minimum of nine hundred (900) square feet of lot area per dwelling unit and a minimum of seven hundred fifty (750) square feet per rooming unit, except that in no instance shall the lot area be less than five thousand (5,000) square feet.~~

Section 2. That Section 551.385 of the above-entitled ordinance be amended to read as follows:

551.385. Density bonuses. (a) *Bonus for enclosed parking.* ~~The maximum number of dwelling units and the~~ maximum floor area ratio of multiple-family dwellings may be increased by twenty (20) percent if all required parking is provided within the building, entirely below grade, or in a parking garage of at least two (2) levels.

(b) *Bonus for affordable housing.* ~~The maximum number of dwelling units and the~~ maximum floor area ratio of new cluster developments and new multiple-family dwellings of five (5) units or more may be increased by twenty (20) percent if at least twenty (20) percent of the dwelling units meet the definition of affordable housing.

Adopted. Yeas, 8; Nays, 4 as follows:

Yeas – Samuels, Gordon, Reich, Schiff, Quincy, Glidden, Goodman, Hodges.

Nays – Hofstede, Colvin Roy, Tuthill, Lilligren.

Absent – Johnson.

Z&P – Your Committee concurs in the recommendation of the Planning Commission in granting the petition of Mina and Gregory Leierwood, (BZZ-6170) to rezone the properties located at 3328-30 18th Avenue South, from the R2B Two-family District to the R3 Multiple-family District to legally establish an existing third dwelling unit, and adopting the related findings prepared by the Department of Community Planning & Economic Development.

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

Adopted.

Absent – Johnson.

Ordinance 2013-Or-088 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally*, rezoning the property at 3328-30 18th Avenue South to the R3 Multiple-family Residence District, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-088
By Schiff
1st & 2nd Readings: 10/4/2013

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

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

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

Block 002, block 10, J G Lennons Addition to Minneapolis, Hennepin County, Minnesota (3328-30 18th Avenue South - Plate 26) to the R3 Multiple-family Residence District.

Adopted.

Absent – Johnson.

Z&P – Your Committee, to whom was referred an ordinance amending Title 23 Chapter 599 of the Minneapolis Code of Ordinances relating to *Heritage Preservation: Heritage Preservation Regulations*, clarifying the City's appeal process with regard to appeals of the Heritage Preservation Commission, now recommends that said ordinance be given its second reading for amendment and passage.

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

Adopted.

Absent – Johnson.

Ordinance 2013-Or-089 amending Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to *Heritage Preservation: Heritage Preservation Regulations*, amending Sections 599.190, 599.510, 599.520, and 599.540 to clarify the City's appeal process with regard to appeals of the Heritage Preservation Commission, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-089
By Goodman
Intro & 1st Reading: 8/3/2012
Ref to: Z&P
2nd Reading: 10/4/2013

Amending Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to Heritage Preservation: Heritage Preservation Regulations.

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

Section 1. That Section 599.190 of the above-entitled ordinance be amended to read as follows:

599.190. Appeals of decisions of the heritage preservation commission. All decisions of the heritage preservation commission, except decisions to commence designation studies pursuant to a nomination of property, designations, ~~historic variances~~ and transfers of development rights, shall be final subject to appeal to the city council and the right of subsequent judicial review. Appeals may be initiated by any affected person by filing the appeal with the planning director on a form approved by the planning director and shall be accompanied by all required supporting information, as specified in section 599.160, and fees as specified in section 599.175. All appeals shall be filed within ten (10) calendar days of the date of decision by the commission. No action shall be taken by any person to alter the property in any manner until expiration of the ten (10) day appeal period and, if an appeal is filed pursuant to this section, until after a final decision has been made by the city council. Not less than ten (10) days before the public hearing to be held by the zoning and planning committee of the city council to consider the appeal, the planning director shall mail notice of the hearing to the property owner and the surrounding property owners who were sent notice of the public hearing before the commission. The failure to give mailed notice to individual property owners or defects in the notice shall not invalidate the proceedings, provided a bona fide attempt to comply with this section has been made.

Section 2. That Section 599.510 of the above-entitled ordinance be amended to read as follows:

599.510. Hearing on application for historic variance. The commission shall hold a public hearing on each complete application for historic variance as provided in section 599.170. ~~Following the public hearing, the commission shall make findings with respect to the proposed historic variance and shall submit the same together with its recommendation to the zoning and planning committee of the city council.~~ The commission may approve, approve with conditions, or deny an application for a historic variance.

Section 3. That Section 599.520 of the above-entitled ordinance be amended to read as follows:

599.520. Required findings for historic variance. Before ~~recommending approval~~ approving of a historic variance, the commission shall make findings that the variance is compatible with the preservation of the property and with other properties in the area, and that the variance is necessary to alleviate ~~undue hardship~~ practical difficulties due to special conditions or circumstances unique to the property and not created by the applicant.

Section 4. That Section 599.540 of the above-entitled ordinance be and is hereby repealed.

~~**599.540. City council decision.** The city council shall make the final decision on all historic variances.~~

Adopted.

Absent – Johnson.

Z&P - Your Committee concurs in the recommendation of the Heritage Preservation Commission to grant the petition of Van Dusen Mansion & Event Center Inc., for a historic variance for the property located at 1900 LaSalle Avenue, 1) to allow a reception/meeting hall to be located in the OR2 High Density Office Residence Zoning District, and 2) to reduce the minimum parking requirement for a reception/meeting hall, subject to the following conditions:

a) Approvals for this Historic Variance shall expire if they are not acted upon within two years of approval, unless extended by the Planning Director; and

b) By Ordinance, all approvals granted in this Historic Variance shall remain in effect as long as all of the conditions and guarantees of such approvals are observed. Failure to comply with such conditions and guarantees shall constitute a violation of this Historic Variance and may result in termination of the approval.

Your Committee further recommends that the findings prepared by the Department of Community Planning & Economic Development staff be adopted.

Adopted.

Absent – Johnson.

Z&P - Your Committee concurs in the recommendation of the City Attorney's Office to approve settlement in the matter of The Preservation Alliance of Minnesota et al. vs. City of Minneapolis by non-monetary relief.

Further, that the City Attorney's Office be authorized to execute any documents necessary to effectuate settlement.

Adopted.

Absent – Johnson.

Z&P – Your Committee, to whom was referred by the Planning Commission without a recommendation, an application submitted by John Slack with Stantec, on behalf of the Board of Education, to vacate an alley (VAC#1616) on the south 20 feet of the dedicated alley in Block 18, East Side Addition to Minneapolis, bounded by Quincy Street NE, Monroe Street NE, 22nd Avenue NE, and 23rd Avenue NE, now recommends that said application be granted, subject to retention of easement rights by Xcel Energy, and that the related findings prepared by the Department of Community Planning & Economic Development be adopted.

Your Committee further recommends passage of the accompanying resolution vacating said alley.

Adopted.

Absent – Johnson.

Resolution 2013R-428, petition to vacate part of an alley in Block 18, East Side Addition to Minneapolis, a block bounded by 22nd and 23rd Ave. NE. and by Monroe and Quincy Sts. NE. (Vacation 1616), was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-428

By Schiff

Petition to vacate part of an alley in Block 18, East Side Addition to Minneapolis, a block bounded by 22nd and 23rd Ave. NE. and by Monroe and Quincy Sts. NE. (Vacation 1616).

Resolved by The City Council of The City of Minneapolis:

The south 20 feet of the public alley opened by Minneapolis City Council resolution as project #717 on September 11, 1903, consisting of the west 8 feet of the south 20 feet of Lot 7, and the east 8 feet of the south 20 feet of Lot 8, Block 18, East Side Addition to Minneapolis is hereby vacated except that such vacation shall not affect the existing authority of Xcel Energy, 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:

Xcel Energy, subject to an easement over the entire area to be vacated.

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 easement upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.

Adopted.

Absent – Johnson.

The COMMITTEE OF THE WHOLE submitted the following report:

Comm of Whole – Your Committee recommends passage of the accompanying Resolution establishing a City of Minneapolis Youth Cabinet.

Adopted.

Absent – Johnson.

Resolution 2013R-406, establishing a City of Minneapolis Youth Cabinet, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-406
By Gordon and Quincy

Establishing a City of Minneapolis Youth Cabinet.

Whereas, according to 2011 American Community Survey data, 34 percent of the people in Minneapolis are under age 24 and 20 percent are under 18; and

Whereas, over 27 percent of families with children under the age of 18 have incomes below the poverty level and over 32 percent of Minneapolis children (under age 18) live below the poverty line; and

Whereas, in 2010 the City Council approved City Goals and Strategic Directions that recognize that youth are key to our City's present and future and include aspirations that Youth are in school, involved, inspired and connected to an adult; teens are prepared with career and life skills: there is high-quality, affordable housing for all ages and stages in every neighborhood, that family-friendly opportunities and amenities abound; that tots are school-ready, teens are on course and teen pregnancy a thing of the past; and

Whereas, the City of Minneapolis approved a Blueprint for Action: Preventing Youth Violence in Minneapolis in 2008 to prevent youth violence; and

Whereas, the City of Minneapolis supports safety for children through the Safe Routes to School Program and manages the School Resource Officers for the Minneapolis Public Schools and integrates their work into the Minneapolis Police Department; and

Whereas, the City of Minneapolis and its Community Planning and Economic Development Department supports the Minneapolis Promise including STEP UP, the Power of You and Achieve Minneapolis' College and Career Centers; and

Whereas, the City of Minneapolis Health Department supports healthy children through its school based clinics, the promotion of healthy foods, the reduction of childhood lead poisoning and teen pregnancy prevention; and

Whereas, in 1985 the Minneapolis Youth Coordinating Board was founded by the City of Minneapolis, Hennepin County, the Minneapolis Parks & Recreation Board, the Hennepin County Public Library and the Minneapolis Public Schools; and

OCTOBER 4, 2013

Whereas, for the 28 years since its founding, the City has actively and fully participated on the Youth Coordinating Board to promote the healthy development and well-being of Minneapolis youth through collaborative action and policy coordination; and

Whereas, in February, 2012 the City of Minneapolis signed the Youth Coordinating Board Compact: 2012 Commitment to Minneapolis Children and Young People as a public jurisdiction dedicated to thoughtful and responsible leadership in partnership with residents to actively and strategically engage in the collaborative efforts to realize the Compact's positive vision for Minneapolis' children and young people; and

Whereas, in 2012 the City of Minneapolis started including a State of Youth Results Minneapolis report to better track and measure the health and well-being of children and young adults in the city; and

Whereas, in 2011 the City Coordinator established a work group, co-chaired by the Director of the Health Department and the City Attorney, with representatives from the Minneapolis Police Department; Community Planning and Economic Development Department; Neighborhood and Community Relations Department, Civil Rights Department, and Intergovernmental Relations Department that has determined that it would be beneficial to the City to formalize a youth-focused work group;

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

That the City Council of the City of Minneapolis establishes a Youth Cabinet to:

1. Coordinate the City's role in implementing the Youth Coordinating Board Call to Action and Youth Compact.
2. Develop a framework for incorporating the needs of youth and families as a focal point of the work of the City.
3. Encourage department efforts to incorporate youth and children in their goals, business planning and work and identify resources to facilitate department efforts.
4. Identify and foster opportunities for engaging neighborhood and community partners in supporting youth and families.
5. Connect and integrate City efforts to address issues affecting children and youth.

Be It Further Resolved that the membership of the Cabinet will include at least one representative each from the City Coordinator's Office, Health Department, Police Department, Civil Rights Department, Public Works Department, Neighborhood and Community Relations Department, and the Community Planning and Economic Development Department all selected by the head of those departments, as well as one City Council Member appointed by the Council President and one member from the Mayor's office appointed by the Mayor.

Be It Further Resolved that a seat will be reserved for a Youth Coordinating Board staff person who works with the Youth Congress.

Be It Further Resolved that the work group will consult regularly with the Minneapolis Youth Congress.

Be It Further Resolved that the Cabinet will be coordinated by the City Coordinator and that it will provide an annual report to the City Council each year.

Adopted.

Absent – Johnson.

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends approval of an extension of the \$750,000 line-of-credit with Greater Metropolitan Housing Corporation to July 31, 2016, for the provision of interim financing to originate mortgage assistance and home improvement loans.

Adopted.

Absent – Schiff, Johnson.

Comm Dev - Your Committee, having under consideration the concept approval granted to the proposed Ryan development in Downtown East, generally bounded by 3rd St, 5th St, Chicago Ave and 5th Ave, now recommends passage of the accompanying resolution creating and appointing representatives to the Park Committee (PC) and related actions.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-407, creating and appointing representatives to the Park Committee (PC) and related actions, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-407
By Johnson

Creating and appointing representatives to the Park Committee (PC) and related actions.

Whereas, on July 19, 2013, the City Council gave concept approval to the proposed \$400 million Ryan development in Downtown East on the site generally bounded by 3rd Street, 5th Street, Chicago Avenue and 5th Avenue (excluding the real property located at 701 South 4th Street known as the Downtown East parking ramp block); and

Whereas, the proposed development includes a two-block linear park on the blocks bounded by 4th Street, 5th Street, Park Avenue and 5th Avenue; and

Whereas, the Stadium Implementation Committee on November 27, 2012 approved a set of planning principles for the Downtown East area; and

Whereas, this two-block park must be designed and programmed to accommodate a variety of active uses;

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

That the City Council creates a Park Committee (PC) and appoints the following people to serve on it:

OCTOBER 4, 2013

1. David Wilson, Managing Partner, Accenture
2. Tom Fisher, Dean, University of Minnesota College of Design
3. Michele Kelm-Helgen, Chair, Minnesota Sports Facilities Authority
4. Lester Bagley, Vice President, Minnesota Vikings
5. Peggy Lucas, Developer and Resident, Mill District
6. Jim Norkosky, Programs Manager, Thrivent
7. Dan Collison, President, East Downtown Council; Pastor, First Covenant Church
8. David Fields, Community Development Coordinator, Elliot Park Neighborhood Association
9. Brian Pietsch, Senior Vice President of Community Relations & State Government Affairs, Ameriprise Financial
10. Matt Tucker, Assistant Professor of Landscape Architecture, University of Minnesota College of Design
11. Aron Lipkin, Executive Director, Homegrown Lacrosse
12. Hussein Ahmed, Executive Director, West Bank Community Coalition
13. Brent Hanson, Vice President Real Estate Transitions, Wells Fargo
14. Eric Laska, Board Member, Downtown Minneapolis Neighborhood Association
15. Trent Tucker, District Director of Athletics, Minneapolis Public Schools
16. Penny Hunt, Resident, Mill District
17. Mike Ryan, Vice President, Ryan Companies
18. Bruce Chamberlain, Asst. Superintendent for Planning, MPRB
19. David Miller, CEO, Minnetonka Moccasins; resident of the Mill District
20. Mayor (former Mayor) R.T. Rybak
21. Council President or designee
22. 3rd Ward Council Member or designee
23. 7th Ward Council Member or designee
24. Peter McLaughlin, Commissioner, Hennepin County

Be It Further Resolved that the Park Committee be co-chaired by David Wilson, and Tom Fisher.

Be It Further Resolved that each of the public members serves a one year term commencing on October 1, 2013 and ending on September 30, 2014.

Be It Further Resolved that the Park Committee achieve the following goals during its tenure:

1. **Guide plans for the development of a new park in Downtown East (bounded by Chicago Avenue, South 4th Street, South 5th Street, and 5th Avenue South) through facilitating the following key actions:**

Establish a vision and draft the principles that will guide the park's design. To be considered by the committee:

- Park program, spatial and performance requirements
- Park design guidelines
- Park connectivity to larger public realm framework
- Park usage as it relates to the Minnesota Vikings and Minnesota Sports Facilities Authority (MSFA)
- Fundraising strategy

2. **Participate in review and comment periods at milestone moments during the Downtown East Small Area Plan update process, with particular focus on enhancing the performance of the park and public realm elements (including streetscape) in the district.**

Framework for the review and comment periods:

- 3-4 review and comment periods, to occur in advance of scheduled public meetings
- Review and comment to occur approximately every 3 months
- Review and comment will be solicited through a formal presentation by city staff to the committee, with time dedicated to comments, questions, coordination, and next steps

Be It Further Resolved that the City Council authorizes staff to create a Technical Team consisting initially of the following departments: Community Planning and Economic Development (CPED), Public Works, City Attorney, Finance, Civil Rights, Development Services and Regulatory Services with representatives of other departments added as needed.

Be It Further Resolved that the City Council designates Kjersti Monson, CPED's Director of Long Range Planning, as the City lead staff on all issues related to the downtown park.

Adopted.

Absent – Schiff, Johnson.

The COMMUNITY DEVELOPMENT AND WAYS & MEANS/BUDGET Committee submitted the following report:

Comm Dev & W&M/Budget - Your Committee, having under consideration the Hi-Lake Triangle Apartments development at 2230 E Lake St, now recommends approval of the following recommendations:

a) Passage of the accompanying resolution establishing the Community Planning and Economic Development Agency Fund 01CTA – Hi-Lake Triangle (01CTA-8900220) and approving an initial appropriation of \$5,000; increasing the CPED Common Project Reserve Fund appropriation by \$425,000; and increasing the CPED Common Project Uncertified Fund by \$425,000 and increasing the budget revenue;

b) Authorizing a loan of \$425,000 in Transit Oriented Development (TOD) Program funds to the Hi-Lake Triangle Apartments Project;

c) Authorizing an Easement Option Agreement consistent with terms set forth in the CPED staff report;

d) Passage of the accompanying resolution rescinding Modification No. 122 to the Common Development and Redevelopment Plan and Common Tax Increment Financing Plan, and authorizing administrative amendments to the Hi-Lake Triangle Apartments Tax Increment Financing Plan and Modification No. 23 to the Model City Urban Renewal Plan.

Adopted.

Absent – Schiff, Johnson.

**RESOLUTION 2013R-408
By Goodman and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

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

a) Establishing the Community Planning and Economic Development (CPED) Agency Fund 01CTA – Hi-Lake Triangle (01CTA-8900220) and appropriating \$5,000;

b) Increasing the appropriation in the CPED Agency Common Project Reserve Fund (01CPZ-8900900) by \$425,000;

c) Increasing the appropriation in the CPED Agency Common Project Uncertified (01CAZ-8900220) appropriation by \$425,000 and increasing the budget source (01CAZ-8900900-382901) by \$425,000.

Adopted.

Absent – Schiff, Johnson.

**RESOLUTION 2013R-409
By Goodman and Hodges**

Rescinding approval of Modification No 122 to the Common Development and Redevelopment Plan and Common Tax Increment Financing Plan.

Resolved by The City Council of The City of Minneapolis:

Section 1. Recitals

1.1. By Resolution No 2012R-475 duly adopted September 21, 2012 and approved September 25, 2012, the City approved Modification No 122 to the Common Development and Redevelopment Plan and Common Tax Increment Financing Plan (“Modification No 122”).

1.2. The City concurrently adopted Modification No 23 to the Model City Urban Renewal Plan (“Modification No 23”) and the Hi-Lake Triangle Apartments Tax Increment Financing Plan (“the Hi-Lake TIF Plan”).

1.3. Modification No 122 changed the Common Project boundary to remove a parcel located at 2230 E Lake Street, which is the site of a proposed 64-unit affordable rental housing project.

1.4. The subject parcel is also located within the Hiawatha and Lake Redevelopment Project Area and Hi-Lake Triangle Apartments Tax Increment Financing District.

1.5. The City recently received a request for Transit-Oriented Development (“TOD”) Program funds for the proposed development.

1.6. To be eligible for TOD Program funds, the proposed development must be located within the Common Project.

Section 2. Rescission

2.1. To facilitate TOD Program funding of the proposed development, the Council hereby rescinds its prior approval of Modification No 122.

Section 3. Amendment

3.1. After passage and publication of this Resolution, City staff is authorized and directed to administratively amend the Hi-Lake TIF Plan and Modification No 23 to delete references to Modification No 122.

Adopted.

Absent – Schiff, Johnson.

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

PSC&H - Your Committee recommends passage of the accompanying resolution ensuring adoptable animals find a forever home.

Gordon moved that the report be amended by adding the following staff direction:

“Directing Minneapolis Animal Care and Control staff to return to the Public Safety, Civil Rights & Health Committee by February 1, 2014, to present plans for screening of power breeds of dogs and potential adopters of these dogs.” Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

The report, as amended, was adopted.

Absent – Schiff, Johnson.

Resolution 2013R-410, ensuring adoptable animals find a forever home, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2013R-410
By Goodman, Schiff, Hofstede**

Ensuring adoptable animals find a forever home.

Whereas, the City Council supports the great work by Minneapolis Animal Care and Control to place adoptable animals in forever homes; and

Whereas, the City Council recognizes the important work animal rescue organizations play in the placement of animals sheltered at Minneapolis Animal Care and Control; and

Whereas, the City Council recognizes the finite resources of animal rescue organizations in placing animals in forever homes;

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

That Minneapolis Animal Care and Control is directed to develop and implement a system whereby all adoptable animals are made available to the general public for adoption.

Be It Further Resolved that Minneapolis Animal Care and Control is directed to ensure that the adoption program provides for the public's safety and the welfare of sheltered animals.

Adopted.

Absent – Schiff, Johnson.

PSC&H - Your Committee recommends that the proper City officers be authorized to enter into amendments #2 and #3 to Contract #35112 with NextGen Healthcare Information Systems, Inc., for modifications in services for Electronic Health Records for the School Based Clinic program, as set forth in the Department of Health staff report. There is no change to contract dates or amounts.

Adopted.

Absent – Schiff, Johnson.

Approved by Mayor Rybak 10/4/2013.

(Published 10/8/2013)

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

PSC&H & W&M/Budget - Your Committee recommends passage of the accompanying resolution accepting in-kind donations of dog and cat food and supplies from Lisa Christine Brasch and MACC Volunteers.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-411, approving donations of dog and cat food and treats from Lisa Christine Brasch and MACC Volunteers, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-411

By Samuels and Hodges

Approving donations of dog and cat food and treats.

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

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

Lisa Christine Brasch - 2 packages puppy pads;

MACC Volunteers - 10 cans wet cat food, 3 dog/cat carriers, 2 bags Meow Mix dry cat food, and 50 blankets and towels; and

OCTOBER 4, 2013

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

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

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

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

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to amend Contract #27306 with Pat Neska and Associates for school-based clinic billing, data management, and consulting/training services, extending the termination date to 8/31/2014, for a new contract period of 9/1/2009-8/31/2014, and increasing the contract amount to a new not to exceed total of \$640,000, payable from Health Department Fund 01600-8600152.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to apply for a three-year grant from the U.S. Department of Health and Human Services, Health Services and Resources Administration, Maternal Child Health Research Program, in an amount not exceed \$900,000, beginning 4/1/2014, to implement and study the benefits of engaging expectant fathers.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept grant funds from the Department of Justice, Office of Juvenile Justice and Delinquency Prevention in the amount of \$245,223, for youth violence prevention activities. Further, passage of the accompanying resolution appropriating said funds to the Health Department.

Adopted.

Absent – Schiff, Johnson.

RESOLUTION 2013R-412 By Samuels and Hodges

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department Agency in the Grants Federal Fund (01300-8600111) by \$245,223 and increasing the revenue source (01300-8600111-371010) by \$245,223.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept a Minnesota Department of Public Safety/Office of Traffic Safety Toward Zero Deaths grant award in the amount of \$453,740, and to execute agreements with the Police Departments of the University of Minnesota, Golden Valley, Crystal, Hopkins, Robbinsdale and New Hope to share the grant funds, in amounts to be determined. Further, passage of the accompanying resolution appropriating said funds to the Police Department.

Adopted.

Absent – Schiff, Johnson.

**RESOLUTION 2013R-413
By Samuels and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants Federal Fund (01300-4002730) by \$453,740 and increasing the revenue source (01300-4002730-321012) by \$453,740.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept grant funds from the U.S. Department of Justice/Office on Violence Against Women in the amount of \$900,000, and to execute a contract with them in the same amount, and to contract with domestic violence advocacy agencies as designated in the grant proposal. Further, passage of the accompanying resolution appropriating said funds to the Office of City Attorney and Police Department.

Adopted.

Absent – Schiff, Johnson.

**RESOLUTION 2013R-414
By Samuels and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

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

a) Increasing the appropriation for the Police Department Agency in the Federal Grants Fund (01300-4003140) by \$672,759;

b) Increasing the appropriation for the City Attorney Agency in the Federal Grants Fund (1300-1400100) by \$227,241; and

c) Increasing the revenue source in the Federal Grants Fund (01300-4003500-321010) by \$900,000.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a contract agreement with Law Enforcement Technology Group, LLC for tracking of activity of Police Department K-9's, with the \$10 monthly fee payable from the Police General Fund.

Adopted.

Absent – Schiff, Johnson.

PSC&H & W&M/Budget - Your Committee, to whom was referred back from Council on 8/2/2013 a report authorizing the proper City officers to accept funds from the University of Minnesota in the amount of \$16,000, and to enter into a contract agreement with them in the same amount, for the Minneapolis Police Department to provide security at 2013 Gopher football games at the TCF Bank Stadium, now recommends approval of said recommendation, based on renegotiated terms of said contract. Further, passage of the accompanying resolution appropriating said funds to the Police Department.

Adopted.

Absent – Schiff, Johnson.

**RESOLUTION 2013R-415
By Samuels and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Police Department-Special Revenue Fund (01210-4002700) by \$16,000 and increasing the revenue source (01210-4002700-345501) by \$16,000.

Adopted.

Absent – Schiff, Johnson.

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

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

- a) Haiku Japanese Bistro, 620 Washington Ave SE (new business);
- b) One Two Three Sushi, 318 14th Ave SE (new business); and
- c) Dino's Fresh Med Grill, 856 Washington Ave SE (new business).

Adopted.

Absent – Schiff, Johnson.

Approved by Mayor Rybak 10/4/2013.

(Published 10/8/2013)

Resolution 2013R-416, granting licenses to Haiku Japanese Bistro, 620 Washington Ave SE; One Two Three Sushi, 318 14th Ave SE; and Dino's Fresh Med Grill, 856 Washington Ave SE, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-416
By Glidden

Granting Licenses.

Resolved by The City Council of The City of Minneapolis:

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

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

Haiku Japanese Bistro II Inc, dba Haiku Japanese Bistro, 620 Washington Ave SE

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

One Two Three Sushi Dinkytown LLC, dba One Two Three Sushi, 318 14th Ave SE
Dinos of Stadium Village LLC, dba Dinos Fresh Med Grill, 856 Washington Ave SE.
Adopted.

Absent – Schiff, Johnson.

Approved by Mayor Rybak 10/4/2013.

(Published 10/8/2013)

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Food Restaurant License held by Popeye's, 1301 W Broadway.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-417, approving Business License Operating Conditions relating to the Food Restaurant License held by Popeye's, 1301 W Broadway, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-417
By Glidden

Approving Business License Operating Conditions relating to the Food Restaurant License held by Popeye's, 1301 W Broadway.

Resolved by The City Council of The City of Minneapolis:

That it approves the following Business License Operating Conditions relating to the Food Restaurant License held by West Broadway Chicken LLC, dba Popeye's, 1301 W Broadway:

1. "No Trespassing" and "No Loitering" signs will be clearly posted on the exterior of the business. Staff will immediately ask people that are observed loitering anywhere on the premises to leave. If loitering activity persists, staff will call 911 and request police assistance to

alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity. Section 259.250(1)(l) of the Minneapolis Code of Ordinances and Section 609.605 of the Minnesota Statute.

2. The business agrees to actively address security concerns to include loitering, drug activity, and trespassing. The business will develop a written policy for trespassing complete with pictures of trespassed people and this policy will be submitted at the time of signing.

3. The business agrees to participate with their Neighborhood Association and attend meetings as requested by the association.

4. The business agrees to provide uniforms for all employees.

5. The business agrees to remove all litter and debris within 100 feet of the property line every one-half hour when open for business. The business shall maintain a log of when litter/trash is monitored for pick-up and the log shall list date and times of monitoring.

6. The business agrees to have a manager as listed on the application present during all hours of operation.

7. The business agrees to keep all exterior and interior lights illuminated and functioning properly. Section 259.250(8) of the Minneapolis Code of Ordinances.

8. The business agrees to notify Business Licensing prior to any future changes in the status or structure of leasing or ownership in the business.

9. Refuse shall be stored in a regularly serviced, closed container (dumpster) that shall be maintained screened from view as is required by Minneapolis Codes. At no time shall this refuse container be overfilled so that the cover cannot be completely closed.

Adopted.

Absent – Schiff, Johnson.

RE&E - Your Committee recommends passage of the accompanying resolution approving a Stipulated Agreement and Conditions related to the Rental Dwelling License held by SL Property Holdings, LLC - Scott Lauderdale for the property located at 3335 Upton Ave N.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-418, approving a Stipulated Agreement and Conditions relating to the Rental Dwelling License held by SL Property Holdings, LLC - Scott Lauderdale for the property located at 3335 Upton Ave N, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-418

By Glidden

Approving a Stipulated Agreement and Conditions relating to the Rental Dwelling License held by SL Property Holdings, LLC - Scott Lauderdale for the property located at 3335 Upton Ave N.

OCTOBER 4, 2013

Whereas, an Administrative Hearing was held before Administrative Hearing Officer Fabian Hoffner on July 16, 2013 regarding the Rental Dwelling License for the above-mentioned property and the licensee appeared at the hearing;

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

That Scott J. Lauderdale be allowed to retain the Rental Dwelling License for the property located at 3335 Upton Ave N subject to the following Stipulated Agreement and Conditions, as on file in the office of the City Clerk (Petn No 276771):

1. Scott J. Lauderdale, the licensee, admits to the violations set out in RFS 12-0944575 and RFS 12-0954292.

2. The Licensee admits that the property located at 3335 Upton Ave N was in violation of the licensing standards set out in Section 244.1910 of the Minneapolis Code of Ordinances.

3. The Licensee agrees to make payment in the amount of \$550.00 for the pending assessment relating to RFS 12-0944575 on or before July 26, 2013.

4. The Licensee agrees to make payment in the amount of \$775.00 for the pending assessment relating to RPS 12-0954292 on or before July 26, 2013.

5. The Licensee agrees to update his rental license applications for all of his rental properties in the City of Minneapolis to include a proper land address where he can receive notices from the Housing Inspections Division. The Licensee also agrees to give a listing of his rental properties to Cynthia Gagnier, Manager of Administrative Services for the Department of Regulatory Services.

6. The City of Minneapolis hereby agrees to cancel the pending assessment in the amount of \$5,500.00 relating to RFS 12-0954292.

7. The Licensee agrees to keep the rental license current on the property.

8. The Licensee agrees to no same or similar violations at the property for a period of one year.

Adopted.

Absent – Schiff, Johnson.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 4227 Emerson Ave N, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Regulatory Services to approve the reinstatement of said license to be held by Prashant Babal.

Adopted.

Absent – Schiff, Johnson.

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

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-419, granting applications for Liquor, Wine and Beer Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-419

By Glidden

Granting Liquor, Wine and Beer Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor, wine and beer licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 276768):

Off-Sale Liquor, to expire October 1, 2014

Team Liquor Inc, dba Team Liquor Wine & Spirits, 19 7th St S

Dinkytown Wine & Spirits Inc, dba Dinkytown Wine & Spirits, 1412 5th St SE

Gawron's Liquors Inc, dba River Liquor Store, 2435 Marshall St NE

Skol Inc, dba Skol Liquors, 2500 27th Ave S

Meka Inc, dba Minnehaha Lake Wine & Spirits, 2613 E Lake St

East Lake Liquor & Deli Inc, dba East Lake Liquor & Deli, 3916 E Lake St

Off-Sale Malt Liquor, to expire October 1, 2014

Fulton Beer LLC, dba Fulton Beer, 416 6th Ave N (Growler)

Rock Bottom of Minneapolis Inc, dba Rock Bottom Brewery, 800 LaSalle Ave (Growler)

Dangerous Man Brewing Company LLC, dba Dangerous Man Brewing Company,
1300 2nd St NE (Growler)

Harriet Brewing Company LLC, dba Harriet Brewing, 3036 Minnehaha Ave (Growler)

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

Minneapolis Sportservice Inc, dba Target Center, 600 1st Ave N (New Manager)

Rock Bottom of Minneapolis Inc, dba Rock Bottom Brewery, 800 LaSalle Ave (Change
of Corporate Officers)

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

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

80 S 8th St Hotel Operations Inc, dba Windows on Minnesota, 701 Nicollet Mall

Chetokab LLC, dba Maruso, 715 Hennepin Ave

Sage Restaurant Manager LLC, dba Doubletree Suites by Hilton Minneapolis,
1101 LaSalle Ave

First Global LLC, dba Hilton Garden Inn, 1101 4th Ave S

OCTOBER 4, 2013

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

Island Sash & Door Co LLC, dba Nicollet Island Minnesota, 95 Merriam St
Insert Coins of Minnesota LLC, dba The Venue Minneapolis, 315 1st Ave N
Union Hospitality LLC, dba Union, 731 Hennepin Ave
Whiskey Entertainment Corp, dba Whiskey Junction, 901 Cedar Ave S
University of St Thomas, dba University of St Thomas, 1000 LaSalle Ave
The Library IV Ltd LLP, dba Library Bar & Grill, 1301 4th St SE
Reyes Romero Inc, dba Restaurante Las Mojarras, 1507 E Lake St
Poor Mans Paradise Inc, dba Psycho Suzi's Motor Lounge, 1900 Marshall St NE
Minneapolis Aerie #34 F O E, dba Minneapolis Aerie #34 F O E, 2507 E 25th St
Inversiones Mariano Perez Inc, dba El Nuevo Mariachi, 2728 Nicollet Ave

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

1st Avenue Entertainment Group, dba The Shout House, 600 Hennepin Ave (Internal Transfer of Shares)

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

TSSN Inc, dba The Melting Pot Restaurant, 80 S 9th St
Local LLC, dba The Local, 931 Nicollet Mall
Brit's Ltd, dba Brit's Pub & Eating Establishment, 1110 Nicollet Mall
Schooner Inc, dba Schooner Tavern, 2991 27th Ave S

On-Sale Liquor Class C-1, to expire October 19, 2013

Harriet Brewing Company LLC, dba Harriet Brewing, 3036 Minnehaha Ave (Minnesota Food Truck Rally 12:00 noon to 10:00 p.m.)

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

Harriet Brewing Company LLC, dba Harriet Brewing, 3036 Minnehaha Ave (Taproom)

On-Sale Liquor Class C-2 with Sunday Sales, to expire October 19, 2013

Town Hall Lanes LLC, dba Town Hall Lanes, 5019 34th Ave S (Temporary Expansion, 2:00 p.m. - 7:00 p.m.)

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

J D Hoyt's Inc, dba J D Hoyt's, 301 Washington Ave N
Two Mac Inc, dba Mackenzie, 918 Hennepin Ave
G & K Vegas Inc, dba Vegas Lounge, 965 Central Ave NE
News Room Inc, dba News Room, 990 Nicollet Mall

On-Sale Liquor Class C-2, to expire October 1, 2014

Dangerous Man Brewing Company LLC, dba Dangerous Man Brewing Company, 1300 2nd St NE (Taproom)

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

730 Washington LLC, dba Borough, 730 Washington Ave N (New Business)

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

Graves Hospitality Corp, dba Downtown Residence Inn, 45 8th St S
Oceanaire Minneapolis Restaurant Co, dba Oceanaire Seafood Room, 50 S 6th St
Ike's LLC, dba Ike's Food & Cocktails, 50 S 6th St
PFC Systems Inc, dba Burrito Loco, 418 13th Ave SE

OCTOBER 4, 2013

Loon Cafe Inc, dba Loon Cafe, 500 1st Ave N
Fuji Two Inc, dba Fuji Ya Restaurant, 600 W Lake St
McCormick & Schmick Restaurant Corp, dba McCormick & Schmicks Seafood
Restaurant, 800 Nicollet Mall
Wim LLC, dba Eli's East Food & Cocktails, 815 Hennepin Ave E
Masa LLC, dba Masa, 1070 Nicollet Mall
Levit Holdings Ltd, dba Ichiban Japanese Steakhouse, 1333 Nicollet Mall
Haracz Inc, dba Jimmy's Bar & Lounge, 1828 4th St NE
Rye Deli LLC, dba Rye Delicatessen & Bar, 1930 Hennepin Ave
Sumick Inc, dba Lyle's Bar & Restaurant, 2021 Hennepin Ave
Original Broadway Station Inc, dba Broadway Station, 2025 W River Rd
Haze 2 Corp, dba Grumpy's Bar, 2200 4th St NE
Tri-Franklin LLC, dba Tracy's Saloon & Eatery, 2205 Franklin Ave E
Tony Jaros' River Gardens Inc, dba Tony Jaros' River Gardens, 2500 Marshall St NE
Midtown Exchange Hotel LLC, dba Sheraton Restaurant, 2901 Chicago Ave

On-Sale Liquor Class E, to expire October 12, 2013

Indeed Brewing Company LLC, dba Indeed Brewing Company, 711 15th Ave NE
(Annual Anniversary)

Liquor Catering Services, to expire August 1, 2014

Twin Cities Entertainment Inc, dba Aqua Nightclub, 400 1st Ave N
FCA Restaurant Company LLC, dba Faces Mears Park, 2902 Corporate Pl,
Chanhassen.
Adopted.
Absent – Schiff, Johnson.

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

Adopted.
Absent – Schiff, Johnson.

Resolution 2013R-420, granting applications for Business Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-420 By Glidden

Granting applications for Business Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for business licenses (including provisional licenses) as per list on file and of record in the office of the City Clerk under date of October 4, 2013 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 276768):

Place of Amusement Class B-1; Car Wash; Food Caterers; Institutional Food Service; Food Restaurant; Food Shelf; Short-Term Food Permit; Seasonal Short Term Food Permit; Fuel Dealer Cash & Carry Only; Gasoline Filling Station; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Accessory; Towing Class A; Towing Class B; Towing Class D; Parking Lot Commercial Class A; Parking Lot Commercial Class B; Pedicab; Precious Metal Dealer; Refrigeration Systems Installer; Second Hand Goods Class B; Antique Mall Operator Class B; Solicitor - Individual; Solid Waste Hauler; Suntanning Facility; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Theater Zone 1; and Theater Zone 3.

Adopted.

Absent – Schiff, Johnson.

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

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-421, granting applications for Gambling Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-421
By Glidden

Granting applications for Gambling Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for Gambling Licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 276768):

Gambling Exempt

ALSAC, dba ALSAC, 7301 Ohms Ln, Edina (Raffles September 18, 2013, The Depot)
Midwest Minority Dev Center, dba Midwest Minority Supplier Center, 111 3rd Ave S
(Raffle September 19, 2013, Target Field)

Minneapolis Pal, dba Minneapolis Pal, 4119 Dupont Ave N (Raffle September 20, 2013,
Cowboy Jacks)

People Serving People, dba People Serving People, 614 3rd St S (Raffle, Paddlewheel
September 21, 2013, Hilton Minneapolis)

St Maron Church, dba St Maron Church, 600 University Ave NE (Bingo
September 21-22, 2013)

TC Women's Choir, dba TC Women's Choir, 1672 Mackubin St, St Paul (Raffle
September 27, 2013, Stella's Fish Cafe)

American Liver Foundation, dba American Liver Foundation, 1845 N Farwell Ave,
Milwaukee, WI (Raffle October 1, 2013, Hyatt Minneapolis)

Jones-Harrison, dba Jones-Harrison, 3700 Cedar Lake Ave (Raffle October 10, 2013,
Minikahda Country Club)

Phillips Eye Institute Foundation, dba Phillips Eye Institute Foundation, 2215 Park Ave S
(Raffle November 2, 2013, Seven Sushi & Steakhouse)

OCTOBER 4, 2013

Church of St Helena, dba Church of St Helena, 3204 E 43rd St (Bingo November 16, 2013, St Helena School)

St Boniface Council, dba St Boniface Council, 629 2nd St NE (Raffle, Paddlewheels, Pull-Tabs November 26, 2013)

TC Women's Choir, dba TC Women's Choir, 1672 Makubin St, St Paul (Raffle February 5, 2014, Calvery Lutheran Church)

Breck School, dba Breck School, 123 Ottawa Ave N, Golden Valley (Raffle May 2, 2014, Muse).

Adopted.

Absent – Schiff, Johnson.

RE&E - Your Committee, having under consideration the Rental Dwelling License held by Ramone Robinson II for the property located at 1341 Oliver Ave N, and a hearing having been held before Administrative Hearing Officer Fabian Hoffner who issued Findings of Fact, Conclusions and a Recommendation that the rental dwelling license be revoked, now recommends approval of the recommendation to revoke said license for failure to meet licensing standards pursuant to Section 244.1910 of the Minneapolis Code of Ordinances, as more fully set forth in the Findings of Fact on file in the office of the City Clerk as FOF-2013-33 which are hereby made a part of this report by reference.

Adopted.

Absent – Schiff, Johnson.

RE&E - Your Committee, having under consideration the Rental Dwelling License held by Thomas Cao for the property located at 3322 Clinton Ave, and a hearing having been held before Administrative Hearing Officer Fabian Hoffner who issued Findings of Fact, Conclusions and a Recommendation that the rental dwelling license be revoked, now recommends approval of the recommendation to revoke said license for failure to meet licensing standards pursuant to Section 244.1910 of the Minneapolis Code of Ordinances, as more fully set forth in the Findings of Fact on file in the office of the City Clerk as FOF-2013-34 which are hereby made a part of this report by reference.

Adopted.

Absent – Schiff, Johnson.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee recommends passage of the accompanying resolution supporting the Nicollet-Central Transit Corridor Locally Preferred Alternative and recommending the Locally Preferred Alternative to the Metropolitan Council for inclusion in the Regional Transportation Policy Plan.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-422, supporting the Nicollet-Central Transit Corridor Locally Preferred Alternative, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-422
By Colvin Roy

Supporting the Nicollet-Central Transit Corridor Locally Preferred Alternative.

Whereas, the City of Minneapolis approved a long-term modern streetcar network on April 2, 2010; and

Whereas, the City of Minneapolis has conducted an alternatives analysis for modern streetcar or other transit improvements in a portion of that long-term network along Nicollet and Central Avenues; and

Whereas, the alternatives analysis has shown that modern streetcar has greater ridership and economic development benefits than an enhanced bus alternative but similar operating and maintenance costs per passenger; and

Whereas, the alternatives analysis has shown that a modern streetcar alignment crossing the Mississippi River on the Hennepin/1st Avenue Bridge has greater benefits and lower cost than the Central/3rd Avenue Bridge and does not preclude future changes in traffic operations along Hennepin Avenue and 1st Avenue; and

Whereas, a starter streetcar line operating between Lake Street and approximately 5th Street NE has the highest concentration of benefits related to ridership, service to transit-reliant and low income people, economic development and affordable housing within the Nicollet-Central Corridor and is more financially feasible at this time than a long streetcar line; and

Whereas, there is significant public support for modern streetcar in the Nicollet-Central Corridor; and

Whereas, the Technical and Community Advisory Committee provided input that modern streetcar is the preferred mode, that the Hennepin Avenue Bridge is the preferred river crossing, and that a starter streetcar line should extend from Lake Street on the south to as far northeast of downtown as is financially feasible; and

Whereas, the Policy Advisory Committee recommended the Locally Preferred Alternative as modern streetcar running between Lake Street and approximately 5th Street NE on Nicollet Avenue, Nicollet Mall, and Hennepin/1st Avenues, using the Hennepin Avenue Bridge to cross the Mississippi River, and further acknowledged that an extension of modern streetcar further northeast of downtown is desirable, the length of which depends on funding availability and the location of an operations and maintenance facility; and

Whereas, the City of Minneapolis established a value capture district for the local share of streetcar financing on June 25, 2013; and

Whereas, to be eligible for federal and regional funding, a Locally Preferred Alternative (LPA) for transit improvements in the Nicollet-Central Corridor must be approved by the Metropolitan Council and amended into the Regional Transportation Policy Plan;

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

That the City of Minneapolis recommends that the Locally Preferred Alternative for the Nicollet-Central Transit Corridor be modern streetcar running between Lake Street and at least 5th Street NE on Nicollet Avenue, Nicollet Mall and Hennepin/1st Avenues, using the Hennepin Avenue Bridge to cross the Mississippi River.

Be It Further Resolved that an extension of modern streetcar further northeast of downtown is desirable, the length of which depends on funding availability and the location of an operations and maintenance facility.

Be It Further Resolved that the City of Minneapolis will coordinate with the Metropolitan Council to approve and amend this LPA into the Regional Transportation Policy Plan, to complete an Environmental Assessment and preliminary engineering for the LPA, to negotiate a funding plan, and to negotiate appropriate interagency agreements for the continued implementation of modern streetcar in the Nicollet-Central Corridor.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee recommends passage of the accompanying resolution approving special services, cost estimates, service charges, and the lists of service charges for 2014 in the Downtown Business Improvement Special Service District (DID) and directing the City Engineer (with the Minneapolis Downtown Improvement Special Service District, a non-profit corporation) to proceed with the work.

Your Committee further recommends that staff be directed to negotiate and execute an amendment to the City's contract with the Minneapolis Downtown Improvement District, Inc., providing for the following:

- a) Allowing for an annual meeting between the DID, ratepayers, and City staff to help inform the DID's budget decisions;
- b) Clarifying the City's role when making decisions related to district contracts, district rate calculation, and district boundaries; and
- c) Requiring review of business practices that are deemed critical to the execution of the contract.

Adopted.

Absent – Schiff, Johnson.

Approved by Mayor Rybak 10/4/2013.

(Published 10/8/2013)

Resolution 2013R-423, approving special services, the cost estimates, service charges, and the lists of service charges for 2014 in the Downtown Business Improvement Special Service District and directing the City Engineer to proceed with the work, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-423
By Colvin Roy

Approving special services, the cost estimates, service charges, and the lists of service charges for 2014 in the Downtown Business Improvement Special Service District and directing the City Engineer to proceed with the work.

Whereas, a public hearing was held on September 24, 2013 in accordance with Minnesota Statutes, Chapter 428A, Sections 428A.01 through 428A.10 and Chapter 465 of the Minneapolis Code of Ordinances to consider the proposed special services, the proposed service charges and the proposed lists of service charges as more particularly described in Petn No 276773 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 special services and the proposed cost estimate in the total amount of \$6,565,072 for 2014, which includes \$374,349 funded by dollars that are received outside the assessment process including donations, direct-service agreements and some properties that opt to contribute directly; and

Be It Further Resolved that the proposed service charges and the proposed list of service charges (special assessments) for 2014 in the total amount of \$6,190,722.52 (amount remaining after reducing the cost estimate of \$6,565,072 by \$374,349 received as funding by other sources) as prepared by the City Engineer and on file in the office of the City Clerk be and hereby are approved for the Downtown Business Improvement Special Service District.

Be It Further Resolved that the City Engineer (with the Minneapolis Downtown Improvement District) is hereby directed to proceed with the work.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2014 real estate tax statements in the same manner as special assessments without interest charges and that the City Clerk is hereby directed to transmit certified copies of said lists of service charges to the Hennepin County Auditor.

Adopted.

Absent – Schiff, Johnson.

Approved by Mayor Rybak 10/4/2013.

T&PW - Your Committee reports that in accordance with Chapter 431 of the Minneapolis Code of Ordinances, passed August 14, 2009 relating to imposing a street lighting fee upon benefited parcels that are otherwise exempt from ad valorem taxation (said Chapter 431.20 determining that the City finds it to be in the interest of all citizens that the establishment, construction, operation and maintenance of street lighting promotes the general health, safety and well-being of the citizenry and provides a benefit to each and every parcel within the City and further that the cost of street lighting operations should be offset by imposing a street lighting fee upon benefited parcels that are otherwise exempt from ad valorem taxation), the City Engineer has presented to your Committee the details required by said Chapter 431 in connection with proposed Street Lighting Project No 1337 for assessment of the operation costs on street lighting for the convenience and safety of the whole City of Minneapolis area.

A summary of the facts relative to this assessment is as follows:

- Number of assessable parcels in the City of Minneapolis - 1,265 approx.
- Total assessable square footage - 27,184,674 approx.
- Annual cost per square foot - \$0.00392

Your Committee recommends that a public hearing be held on October 22, 2013, in accordance with the provisions of Chapter 431 of the Minneapolis Code of Ordinances, to be considered for the establishment of said proposed Street Lighting Project No 1337.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee reports that in accordance with procedures set out in Minnesota State Statutes, Section 429.101 and authority derived from special legislation applying to the City of Minneapolis, the City finds it to be in the interest of all citizens that the maintenance of the City street system promotes the general health, safety and well-being of the citizenry and provides a benefit to each and every parcel within the City and further that the cost of street maintenance should be offset by imposing a street maintenance assessment upon benefited parcels that are otherwise exempt from ad valorem taxation. Further, the City Engineer has presented to your Committee the details required by State Statutes Section 429 in connection with Street Maintenance District No 1 for assessment of the maintenance costs on Minneapolis streets for the convenience and safety of the whole City of Minneapolis area.

A summary of the facts relative to this assessment is as follows:

- Number of assessable parcels in the City of Minneapolis - 1,265 approx.
- Total assessable square footage - 27,184,674 approx.
- Annual cost per square foot - \$0.01957

Your Committee recommends that a public hearing be held on October 22, 2013, in accordance with the provisions of Minnesota State Statutes, Section 429, to be considered for the establishment of said proposed Street Maintenance District No 1.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee, having under consideration the Fridley Softening Plant Exterior Stabilization Project, now recommends that the proper City officers be authorized to execute Amendment No 1 to Contract C-36796 with A & M Construction, Inc., increasing the contract by \$14,615, for a revised contract total of \$569,613, to allow for additional mortar and grout joint repair work. No additional appropriation required.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee, having under consideration the Nicollet Ave Reconstruction Project No 6713, from Lake St to 40th St, now recommends that the proper City officers be authorized to execute an amendment to Contract C-35499 with Thomas and Sons Construction, Inc., increasing the contract by \$543,892.94, for a revised contract total of \$5,458,055.14, to allow for construction contingencies provided as part of the original project budget. No additional appropriation required.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee recommends that the proper City officers be authorized to execute an agreement to amend the existing 2009 Memorandum of Understanding (MOU) relating to Combined Sewer Overflow Elimination Efforts included in the Minneapolis Comprehensive Plan in order to extend the Sewer Plan submittal date to December 31, 2018.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee recommends approval of the revision to the project layout for the Penn Ave S Reconstruction Project No 5229, between MN-62 (Crosstown) and 50th St W, as set forth in Petn No 276775.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee, having under consideration Predetermined Demand Level (PDL) Agreements between electric utilities and large users to help electric utilities manage electrical loads, now recommends that the proper City officers be authorized to execute Predetermined Demand Level Agreements with Xcel Energy for accounts serving the Water Treatment and Distribution Services Division facilities.

Adopted.

Absent – Schiff, Johnson.

T&PW - Your Committee recommends that the proper City officers be authorized to execute a Right-of-Entry Agreement with Inland Quarry Retail, LLC in order to complete improvements to a public multi-use path adjacent to 18th Ave NE.

Adopted.

Absent – Schiff, Johnson.

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

T&PW & W&M/Budget - Your Committee, having under consideration the Nicollet Mall Redesign and Reconstruction Project, now recommends that the proper City officers be authorized to negotiate and enter into a contract with James Corner Field Operations, in an amount not to exceed \$600,000, for completion of concept design for the Nicollet Mall Reconstruction Project. No additional appropriation required.

Adopted.

Absent – Schiff, Johnson.

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

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

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-424, authorizing legal settlements, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-424
By Hodges

Authorizing legal settlements.

Resolved by The City Council of The City of Minneapolis:

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

- a) William Demone Walker v. City of Minneapolis, et al (\$37,500); and
- b) Kari Andrews v. City of Minneapolis, et al (\$10,000).

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

Adopted.

Absent – Schiff, Johnson.

W&M/Budget - Your Committee recommends approval of the initial authorization to submit all current and ongoing bills relating to no-fault claimant Tyler Quigley directly to the City Finance Officer for payment following review and signature by the City Attorney's designee pursuant to Minneapolis City Ordinance Chapter 16, Article XIII Section 16.1100-16.1120, governing "No Fault Claims."

Adopted.

Absent – Schiff, Johnson.

W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing the settlement of Mahmood Khan v. City of Minneapolis (2012 Consolidated Assessment Appeal), as recommended by the City Attorney.

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-425, authorizing legal settlement of Mahmood Khan v. City of Minneapolis (2012 Consolidated Assessment Appeal), was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-425
By Hodges

Authorizing legal settlement.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with settlement of Mahmood Khan v. City of Minneapolis (2012 Consolidated Assessment Appeal), Court File No. 27-cv-12-24708 by authorizing the proper City officials to withdraw:

OCTOBER 4, 2013

- a) Assessment No. 11-0880749 for \$6,746 assessed against 2116 25th Avenue North;
and
b) Assessment No. 11-0877896 for \$132.50 assessed against 3238 Bryant Avenue North.

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

Adopted.

Absent – Schiff, Johnson.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an amendment to contract C-36432 (OP 7709) with Alpha Video and Audio Inc., for the Target Center Intercom System Project, increasing the amount by \$19,532.51 for a new contract total of \$166,633.73, to allow close out and final payment. No additional appropriation is required.

Adopted.

Absent – Schiff, Johnson.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an amendment to contract C-36420 with Mike Wilson and Associates by increasing the amount from \$50,000 to \$100,000 for the Neighborhood and Community Relations Department to provide additional audit services to neighborhood organizations. No additional appropriation is required.

Adopted.

Absent – Schiff, Johnson.

W&M/Budget - Your Committee, having under consideration a recommendation by the Department of Human Resources to add a new appointed position entitled Director Accounting and Financial Reporting, now recommends the following:

a) That the proposed position meets the criteria in Section 20.10.01 of the Minneapolis Code of Ordinances, and that the position may be established in accordance with the findings (as set forth in Petn No. 276784 on file in the Office of the City Clerk;

b) Approval of the proposed appointed position, allocated to grade 12 with 550 points;
and

c) Passage of the accompanying Ordinance approving the annual salary for the position in accordance with the adopted appointed employee's compensation plan, effective September 11, 2013.

Adopted.

Absent – Schiff, Johnson.

Ordinance 2013-Or-081 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, amending Section 20.10.01 to approve the annual salary for the new appointed position of Director Accounting and Financial Reporting, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-081
By Hodges
1st & 2nd Readings: 10/4/2013

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

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

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

Appointed Officials (CAP)
Effective September 11, 2013

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step A Start rate	Step B After 1 "A" year	Step C After 2 "B"	Step D After 3 "C"
E	1	<u>Director Accounting and Financial Reporting</u>	550	12	A	\$85,055	\$89,532	\$92,218	\$94,009

Adopted.
 Absent – Schiff, Johnson.

W&M/Budget - Your Committee recommends approval of an amendment to parking benefits for appointed employees, providing a non-reserved space in the Federal Courthouse ramp as the City-paid parking option for appointed employees who work in the downtown campus, including fleet and private vehicles.

Adopted.
 Absent – Schiff, Johnson.

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

- a) The Minneapolis Construction Building Trades Council, Trades Inspectors Unit; and
- b) Plumbers, Local 15, AFL-CIO, Water Works Maintenance Unit.

Adopted.
 Absent – Schiff, Johnson.

Resolution 2013R-426, approving the terms of a collective bargaining agreement with the Minneapolis Building and Construction Trades Council, AFL-CIO, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

OCTOBER 4, 2013

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

RESOLUTION 2013R-426
By Hodges

Approving the terms of a collective bargaining agreement with the Minneapolis Building and Construction Trades Council, AFL-CIO.

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

a) Approve the Executive Summary of the 12-month collective bargaining agreement between the City and the Minneapolis Building and Construction Trades Council, AFL-CIO, January 1, 2013, through December 31, 2013;

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

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

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

Adopted.

Absent – Schiff, Johnson.

Resolution 2013R-427, approving the terms of a collective bargaining agreement with the Plumbers Local No. 15, AFL-CIO, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-427
By Hodges

Approving the terms of a collective bargaining agreement with the Plumbers Local No. 15, AFL-CIO.

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

a) Approve the Executive Summary of the 12-month collective bargaining agreement between the City and the Plumbers Local No. 15, AFL-CIO, January 1, 2013, through December 31, 2013;

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

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

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

Adopted.

Absent – Schiff, Johnson.

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*, regarding financial institutions to disclose certain information, now recommends that said ordinance be given its second reading for amendment and passage.

Glidden moved to amend Sections 16.110 (a) (2), (c), (d), (e) and (h) of the ordinance to read as follows:

16.110. Financial Institutions to disclose certain information.

(Aa) *Declaration of Policy and Purpose.* It is the public policy of the city and the purpose of this section:

- (2) To require all financial institutions which desire to participate in the provision of banking services for the city programs and which make home mortgage, small business, home improvement or rehabilitation loans of any type to disclose information concerning their lending policies and practices so that public officials and members of the public can determine whether said financial institutions are fulfilling their obligations to serve the needs of the communities and neighborhoods in which they are located, and to assist public officials in determining how to distribute public funds in a manner best calculated to improve the private real estate investment environment in the city. In addition, the disclosure of lending information provides greater transparency to the public regarding decisions made by the city about its vendors.

~~(Cc) *Financial Institutions Disclosure.* Each financial institution which has a home office or branch office located in the City of Minneapolis and which participates in or desires to participate in city programs or the provision of banking services for the city shall compile and furnish to the city finance officer the following information: required on the mortgage loan disclosure statement pursuant to the home mortgage disclosure act, 12 U.S.C. Section 2801 et seq. and laws amendatory thereof and supplementary thereto as well as a copy of the institution's most recent community reinvestment act statement, as required by the Community Reinvestment Act of 1977, pursuant to 12 U.S.C. Section 2901 et seq. and laws and regulations amendatory thereof and supplemental thereto.~~

~~(Dd) *Optional Information.* Each financial institution may submit such additional material as is deemed relevant to consideration of its participation in city programs such as specific information concerning its activity during the fiscal year in participating in local development programs and other local rehabilitation programs. Additional Disclosures. In addition to the disclosures required elsewhere in this section, financial institutions already participating in city programs or providing city banking services or seeking to participate in city programs or the provision of city banking services shall also disclose the following information through filings with the finance officer as described below:~~

~~(Ee) *Analysis of Disclosure Data; Public Access to Disclosure Data.* The city finance officer may designate an appropriate city office or agency to analyze the data submitted under this section and such designated office or agency shall report its analysis to him. **A copy of the lending and deposit information disclosed under this section shall be made available to the public at the office of the finance officer during all business hours for inspection and copying. The finance officer may make a reasonable charge for furnishing copies of such information to members of the public, not to exceed the cost of copying such information.**~~

~~(Hh) *Compliance.* If any financial institutions has not maintained and made available such information as required, the city council may refuse to allow such financial institutions **to participate in any city program or to provide any banking services for the city. For the purpose of this subsection, "city program" shall include designation as a depository of city funds or any other program involving city monies.** If the finance officer determines that the data submitted under this section by any financial institutions is incomplete, incorrect or otherwise deficient, the finance officer shall promptly notify such financial institutions of the deficiencies and shall require such financial institutions to submit a revised disclosure statement containing the necessary corrections, additions or improvements. No such financial institutions shall be deemed to be in compliance with this section until the finance officer determines that all errors, omissions, defects or deficiencies have been remedied.~~

Glidden further moved to direct Finance staff to work with the City Attorney, Information Technology, and other departments as necessary to develop a plan for ensuring public non-private data provided under Ordinance 16.110 is available online. Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

The report, with amended ordinance, was adopted.

Absent – Schiff, Johnson.

Ordinance 2013-Or-082 amending Title 2, Chapter 16 of the Minneapolis Code of Ordinances relating to *Administration: Finance*, amending Section 16.110 regarding financial institutions to disclose certain information, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-082
By Glidden, Hodges, Lilligren, Johnson, and Quincy
Intro & 1st Reading: 8/30/2013
Ref to: W&M/Budget
2nd Reading: 10/4/2013

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 16.110 of the above-entitled ordinance be amended to read as follows:

16.110. Financial institutions to disclose certain information.

(Aa) *Declaration of Policy and Purpose.* It is the public policy of the city and the purpose of this section:

- (1) To recognize and declare that it is an unfair discriminatory practice for a financial institution, or any employee or agent thereof, to whom application is made for financial assistance for the purchase, acquisition, construction, rehabilitation or improvement of any real property in the City of Minneapolis to discriminate against any person or persons seeking such financial assistance in connection with real property in a specific area of the city or any part thereof solely because of the social, economic or environmental conditions of the area in the granting, withholding, extending, modifying or renewing, or in the rates, terms, conditions or privileges of any such financial assistance or in the extension of services in connection therewith.
- (2) To require all financial institutions which desire to participate in the provision of banking services for the city programs and which make home mortgage, small business, home improvement or rehabilitation loans of any type to disclose information concerning their lending policies and practices so that public officials and members of the public can determine whether said financial institutions are fulfilling their obligations to serve the needs of the communities and neighborhoods in which they are located, and to assist public officials in determining how to distribute public funds in a manner best calculated to improve the private real estate investment environment in the city. In addition, the disclosure of lending information provides greater transparency to the public regarding decisions made by the city about its vendors.
- (3) To recognize that the products and practices of financial institutions have a measurable impact on the city's tax base, quality of life and overall economic viability and competitiveness.
- ~~(3)~~ (4) To recognize and declare that the city needs information on mortgage lending activity to assist it in carrying out its planning and financial assistance programs. Financial institutions engaged in real estate lending activity within the city have unique access to such lending information; therefore, all such financial institutions are encouraged to disclose the information set out in this section in order to assist the city in its efforts to combat the problem of urban decay.
- (5) To promote the long term economic well-being of the City of Minneapolis and its residents and to ensure economic growth by encouraging fair lending practices and equitable provision of banking services throughout the city.

(Bb) *Definitions.*

- (1) *Financial institutions* shall be defined to include any commercial bank, savings bank, savings and loan association, building and loan association, mutual savings bank, mortgage banker, investment bank, or credit union, ~~which makes home mortgage loans, or small business loans, or construction, home improvement or real estate rehabilitation loans of any type.~~
- (2) *Metropolitan Statistical Area* shall be defined as ~~the geographical area comprised of the counties of Hennepin, Ramsey, Washington, Anoka, Dakota, Scott and Carver inclusive~~ have its meaning as set forth in the Community Reinvestment Act ("CRA"), of 1977, pursuant to 12 U.S.C. Section 2901 et seq. and laws and regulations amendatory thereof and supplemental thereto.

(3) *Reporting area* shall be defined as census tract area.

(4) *Banking services* shall include, but not be limited to, deposit services, electronic access services, disbursement services, lending money on the security of real or personal property or without security and other credit services, clearing and safekeeping of securities, wire transfers of funds, lock-box services, custody services.

~~(C) *Financial Institutions Disclosure.* Each financial institution which has a home office or branch office located in the City of Minneapolis and which participates in or desires to participate in city programs the provision of banking services for the city shall compile and furnish to the city finance officer the following information: required on the mortgage loan disclosure statement pursuant to the home mortgage disclosure act, 12 U.S.C. Section 2801 et seq. and laws amendatory thereof and supplementary thereto as well as a copy of the institution's most recent community reinvestment act statement, as required by the Community Reinvestment Act of 1977, pursuant to 12 U.S.C. Section 2901 et seq. and laws and regulations amendatory thereof and supplemental thereto.~~

~~(1) Such information shall be made available within ninety (90) days after the close of each fiscal year of the financial institution or as soon thereafter as practicable. The city finance officer is authorized to establish reporting dates for each financial institution.~~

~~(2) A copy of the lending and deposit information disclosed to the city shall be made available to the public by the financial institution during all business hours for inspection and copying at each office of the financial institution located in the city. Such financial institution may make a reasonable charge for furnishing copies of such information to members of the public not to exceed the cost of copying such information.~~

(1) For the City of Minneapolis, by census tract, the information required on the mortgage loan disclosure statement pursuant to the Home Mortgage Disclosure Act, 12 U.S. C. Section 2801 et seq. and laws amendatory thereof and supplementary thereto ("HMDA"), for the previous fiscal year;

(2) For any Metropolitan Statistical Area in Minnesota within the financial institution's CRA assessment area, a copy of the institution's most recent community reinvestment act statement, as required by the Community Reinvestment Act of 1977, pursuant to 12 U.S.C. Section 2901 et seq. and laws and regulations amendatory thereof and supplemental thereto CRA for the previous fiscal year;

(3) For the City of Minneapolis, information related to loan modifications and foreclosures on residential mortgages on properties located within the city, which shall include data as of the end of the financial institution's previous fiscal year on the:

a. percentage of residential mortgages that are current or missed only one (1) payment;

b. percentage that are seriously delinquent (sixty (60)+ days late);

c. percentage that are actively engaged to find a workout option;

- d. number of customers that have completed or started a workout arrangement;
 - e. number of customers that have completed a workout arrangement and the number of workout arrangement that resulted in each of the following outcomes:
 - 1. modification to lower monthly mortgage payments,
 - 2. principal reduction to reduce the mortgage amount owed,
 - 3. modification or reduction on the second mortgage,
 - 4. mortgage payments reduced or suspended during period of unemployment,
 - 5. bankruptcy,
 - 6. short sale, or
 - 7. deed in lieu of foreclosure;
 - f. number of the financial institution's real estate-owned ("REO") properties for sale;
 - g. number of completed foreclosure sales; and
 - h. number of the financial institution's REO properties donated or discounted to nonprofits or the city.
- (4) As of the end of the previous fiscal year, information on the locations of banking services located in the City of Minneapolis; and
- (5) For businesses located in the City of Minneapolis, as of the end of the previous fiscal year, information on the number of small business loans including:
- a. number and total loan amounts at origination less than or equal to one hundred thousand dollars (\$100,000);
 - b. number and total loan amounts at origination greater than one hundred thousand dollars (\$100,000) but less than or equal to two hundred and fifty thousand dollars (\$250,000);
 - c. number and total loan amounts at origination greater than two hundred and fifty thousand dollars (\$250,000) but less than or equal to one million dollars (\$1,000,000); and
 - d. number and total loans to businesses with gross annual revenues less than or equal to one million dollars (\$1,000,000).
- (6) As of the end of the previous fiscal year, information regarding the closing of any branch or ATM service located in the City of Minneapolis and an affirmative statement that they are in compliance with Section 42 of the Federal Deposit Insurance Act (12 U.S.C. 1831) when closing any branch, including the ninety (90) day notice period for public comment.
- (7) Such information shall be disclosed on a form to be provided by the city from an authorized representative and disclosed by July 1 of each year or as soon thereafter as practicable. The city finance officer is authorized to establish different reporting dates for each financial institution and has discretion to accept similar information in lieu of the information set forth above depending on the financial institution's circumstances.

(8) A copy of the HMDA and CRA information disclosed to the city shall be made available to the public by electronic means by the financial institutions.

(Dd) *Optional Information.* Each financial institution may submit such additional material as is deemed relevant to consideration of its participation in city programs such as specific information concerning its activity during the fiscal year in participating in local development programs and other local rehabilitation programs. *Additional Disclosures.* In addition to the disclosures required elsewhere in this section, financial institutions already participating in providing city banking services or seeking to participate in the provision of city banking services shall also disclose the following information through filings with the finance officer as described below:

(1) *Commercial Banks.* Commercial banks who currently participate in city programs or provide banking services or seek to participate in city programs or to provide city banking services shall, every two (2) years, file a Community Reinvestment Plan describing current and proposed initiatives to address the financial needs of the city, its residents and businesses, and shall include a discussion of the following services, products and areas of activity:

- a. Affordable check cashing and other transactional services used by consumers with limited banking accounts or experience;
- b. Small consumer loans, including those that serve as an alternative to payday loans;
- c. Participation in city sponsored neighborhood development programs;
- d. Efforts to support homeownership education and foreclosure prevention education and counseling;
- e. Equitable contributions to community based non-profit organizations in the city that engage in neighborhood development;
- f. Provision of full service banking in city neighborhoods, including branches, services and technologies; and
- g. Plans to provide and market loans, including home and small business loans, and investment products that help create loans throughout the city including in low and moderate income and minority neighborhoods and to low and moderate income and minority consumers.

“Commercial Bank” shall be defined for the purposes of this section as a financial institution that accepts cash deposits for checking and savings accounts from customers and uses those cash deposits to issue loans.

(2) *Investment Banks.* A statement of their corporate citizenship which shall include but not be limited to: participation in charitable programs or scholarships within the city during the year immediately predating the filing; internal policies regarding utilization of subcontractors which are designated as “women owned”, “minority owned”, or “disabled” business enterprises.

“Investment bank” shall be defined for the purposes of this section as a financial institution that provides underwriting services including the buying and selling of stocks, bonds and other securities and other debt related services.

A financial institution which has both commercial and investment branches shall be subject to the type of disclosure associated with the kind of city business it pursues; cash deposits or other types of commercial banking services or the

selling of securities or other debt related services. Investment banks shall not be subject to the disclosure requirements in section 116.110 (c) and (d)(1) as long as they seek or perform only investment banking business as defined above. If the investment bank seeks or performs city commercial banking business then it shall be subject to all of this section's disclosure requirements.

- (3) Such disclosure information under this paragraph (d) shall be disclosed on a form to be provided by the city from an authorized representative by July 1 or as soon thereafter as practicable. The city finance officer is authorized to establish different reporting dates for each financial institution and has discretion to accept similar information in lieu of the information set forth above depending on the financial institution's circumstances.

~~(Ee) *Analysis of Disclosure Data; Public Access to Disclosure Data.* The city finance officer may designate an appropriate city office or agency to analyze the data submitted under this section and such designated office or agency shall report its analysis to him. A copy of the lending and deposit information disclosed under this section shall be made available to the public at the office of the finance officer during all business hours for inspection and copying. The finance officer may make a reasonable charge for furnishing copies of such information to members of the public, not to exceed the cost of copying such information.~~

~~(Ff) *Referral to Civil Rights Department.* After examining the data submitted under this section, if the city finance officer determines that there is a need for further inquiry into the existing lending patterns or practices in a particular geographical area, the finance officer shall refer the matter to the Minneapolis Civil Rights Department for investigation.~~

~~(Gg) *Time Required.* Any information required to be compiled and made available under this section shall be maintained and made available for a period of three (3) years after the close of the first year during which such information is required to be maintained and made available.~~

~~(Hh) *Compliance.* If any financial institutions has not maintained and made available such information as required, the city council may refuse to allow such financial institutions to participate in any city program to provide any banking services for the city. For the purpose of this subsection, "city program" shall include designation as a depository of city funds or any other program involving city monies. If the finance officer determines that the data submitted under this section by any financial institutions is incomplete, incorrect or otherwise deficient, the finance officer shall promptly notify such financial institutions of the deficiencies and shall require such financial institutions to submit a revised disclosure statement containing the necessary corrections, additions or improvements. No such financial institutions shall be deemed to be in compliance with this section until the finance officer determines that all errors, omissions, defects or deficiencies have been remedied.~~

Adopted.

Absent – Schiff, Johnson.

MOTIONS

Hodges moved that the regular payrolls for all City employees under City Council jurisdiction for the month of November, 2013, be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted.

Absent – Schiff, Johnson.

Hodges moved passage of the accompanying Resolution amending Resolution 2013R-383 entitled "Authorizing settlement of legal matters, as recommended by the City Attorney", adopted August 30, 2013. Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

Resolution 2013R-429, amending Resolution 2013R-383 entitled "Authorizing settlement of legal matters, as recommended by the City Attorney", adopted August 30, 2013, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-429

By Hodges

Amending Resolution 2013R-383 entitled "Authorizing settlement of legal matters, as recommended by the City Attorney", adopted August 30, 2013.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution be amended to read as follows:

That the City Attorney is authorized to proceed with settlement of Andrew Josef Brenner vs. City of Minneapolis (~~\$5,000~~ \$6,000).

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

Adopted upon a voice vote.

Absent – Schiff, Johnson.

UNFINISHED BUSINESS

Hofstede moved to delete the following ordinance introduction from the agenda:

"Pursuant to notice on August 30, 2013 and September 20, 2013, Hofstede moves to introduce the subject matter of an ordinance amending Title 21 of the Minneapolis Code of Ordinances relating to *Interim Ordinances*, for first reading and referral to the Zoning & Planning Committee (adding a new Chapter 592 providing for a moratorium on development within the Nicollet Island-East Bank neighborhood)." Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

Pursuant to notice on September 20, 2013, Schiff moved to introduce the subject matter of an ordinance amending Title 14, Chapter 362 of the Minneapolis Code of Ordinances relating to *Liquor and Beer: Liquor Licenses*, for first reading and referral to the Regulatory, Energy & Environment Committee (amending mandatory food service requirements). Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

Pursuant to notice on September 20, 2013, Glidden moved to introduce the subject matter of an ordinance amending Title 13 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations*, for first reading and referral to the Regulatory, Energy & Environment Committee (adding a new chapter 286 entitled *Massage Establishments*).
Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

Pursuant to notice on September 20, 2013, Glidden moved to introduce the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code*, for first reading and referral to the Zoning & Planning Committee (changing regulations pertaining to massage):

- a) Chapter 520 relating to *Introductory Provisions*.
- b) Chapter 525 relating to *Administration and Enforcement*.
- c) Chapter 535 relating to *Regulations of General Applicability*.
- d) Chapter 536 relating to *Specific Development Standards*.
- e) Chapter 541 relating to *Off-Street Parking and Loading*.
- f) Chapter 548 relating to *Commercial Districts*.
- g) Chapter 549 relating to *Downtown Districts*.
- h) Chapter 550 relating to *Industrial Districts*.
- i) Chapter 551 relating to *Overlay Districts*. Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

NEW BUSINESS

Goodman moved to introduce the subject matter of an ordinance amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to *Land Subdivision: Land Subdivision Regulations*, for first reading and referral to the Committee of the Whole (revising the parkland dedication ordinance to conform to recently adopted state law).
Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

(Republished 10/17/2013)

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 3 of the Minneapolis Code of Ordinances relating to *Air Pollution and Environment* (updating provisions to reflect current organizational structure):

- a) Chapter 46 relating to *Hazardous Waste Generation, Handling, Storage and Disposal*.
- b) Chapter 47 relating to *Energy and Air Pollution*.
- c) Chapter 48 relating to *Minneapolis Watershed Management Authority*.
- d) Chapter 50 relating to *Minneapolis Waste Control and Waste Discharge Rules*.
- e) Chapter 51 relating to *Fumigating*.
- g) Chapter 52 relating to *Erosion and Sediment Control and Drainage*.
- h) Chapter 54 relating to *Storm Water Management*.
- i) Chapter 55 relating to *Lawn Fertilizer*.
- j) Chapter 56 relating to *Prohibited Discharges to Sanitary or Combined Sewer*.
- k) Chapter 57 relating to *Mercury Reduction*.
- l) Chapter 59 relating to *Construction Activities*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 4 of the Minneapolis Code of Ordinances relating to *Animals and Fowl* (updating provisions to reflect current organizational structure):

- a) Chapter 62 relating to *In General*.
- b) Chapter 64 relating to *Dogs, Cats, Ferrets, and Rabbits*.
- c) Chapter 65 relating to *Ferrets*.
- d) Chapter 66 relating to *Rabies Control*.
- e) Chapter 68 relating to *Pet Shops, Kennels, etc.*
- f) Chapter 70 relating to *Fowl, Pigeons, and Other Small Animals*.
- g) Chapter 72 relating to *Diseased, Injured or Dead Animals*.
- h) Chapter 74 relating to *Miscellaneous Regulations*.
- i) Chapter 76 relating to *Stables*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 5 of the Minneapolis Code of Ordinances relating to *Building Code* (updating provisions to reflect current organizational structure):

- a) Chapter 91 relating to *Permit Fees*.
- b) Chapter 93 relating to *Safety Precautions: Protection of Public Property*.
- c) Chapter 95 relating to *Projections and Encroachments*.
- d) Chapter 101 relating to *Plumbing*.
- e) Chapter 103 relating to *Gas Piping*.
- f) Chapter 105 relating to *Heating, Air Conditioning and Refrigeration*.
- g) Chapter 107 relating to *Elevators, Escalators, Hoists and Lifts*.
- h) Chapter 108 relating to *Parking Ramps*.
- i) Chapter 111 relating to *Swimming Pools*.
- j) Chapter 113 relating to *Retaining Walls*.
- k) Chapter 115 relating to *Building Moving*.
- l) Chapter 117 relating to *Wrecking*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 8 of the Minneapolis Code of Ordinances relating to *Consumer Protection* (updating provisions to reflect current organizational structure):

- a) Chapter 154 relating to *Consumer Affairs Division*.
- b) Chapter 160 relating to *Weights and Measures*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 9, Chapter 176 of the Minneapolis Code of Ordinances relating to *Fire and Police Protection: Burglar and Holdup Alarm Systems* (updating provisions to reflect current organizational structure).

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 10 of the Minneapolis Code of Ordinances relating to the *Food Code* (updating provisions to reflect current organizational structure):

- a) Chapter 186 relating to *In General*.
- b) Chapter 188 relating to *Administration and Licensing*.
- c) Chapter 190 relating to *Meat and Meat Products*.
- d) Chapter 192 relating to *Bread*.

- e) Chapter 194 relating to *Eggs*.
- f) Chapter 196 relating to *Water for Drinking and Domestic Purposes*.
- g) Chapter 198 relating to *Soft Drink Manufacture and Storage*.
- h) Chapter 200 relating to *Milk and Dairy Products*.
- i) Chapter 201 relating to *Public Markets*.
- j) Chapter 202 relating to *Municipal Market*.
- k) Chapter 204 relating to Environmental Preservation: *Environmentally Acceptable Packaging*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 11 of the Minneapolis Code of Ordinances relating to *Health and Sanitation* (updating provisions to reflect current organizational structure):

- a) Chapter 215 relating to *Polluted Water Wells*.
- b) Chapter 216 relating to *Water Well Construction*.
- c) Chapter 217 relating to *Deaths and Burials*.
- d) Chapter 219 relating to *Contagious Diseases*.
- e) Chapter 225 relating to *Garbage and Refuse*.
- f) Chapter 227 relating to *Nuisances Generally*.
- g) Chapter 229 relating to *Pest and Vermin Control*.
- h) Chapter 230 relating to *Pesticide Control*.
- i) Chapter 231 relating to *Public Swimming Pool Code*.
- j) Chapter 232 relating to *Suntanning Facilities*.
- k) Chapter 233 relating to *Ozone-Depleting Compounds*.
- l) Chapter 234 relating to *Indoor Smoking*.
- m) Chapter 235 relating to *Dogs in Outdoor Food and Liquor Establishments*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 12 of the Minneapolis Code of Ordinances relating to *Housing* (updating provisions to reflect current organizational structure):

- a) Chapter 240 relating to *Lead Poisoning Prevention and Control*.
- b) Chapter 242 relating to *Appeals*.
- c) Chapter 244 relating to *Maintenance Code*.
- d) Chapter 246 relating to *Residential Rehabilitation Grants*.
- e) Chapter 247 relating to *Housing Finance Program*.
- f) Chapter 248 relating to *Truth In Sale of Housing*.
- g) Chapter 249 relating to *Vacant Dwelling or Building, Nuisance Condition*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 13 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations* (updating provisions to reflect current organizational structure):

- a) Chapter 259 relating to *In General*.
- b) Chapter 261 relating to *License Fees Generally*.
- c) Chapter 264 relating to *Outdoor Pay Telephones*.
- d) Chapter 265 relating to *Special Permits for Specific Businesses and Uses*.
- e) Chapter 266 relating to *Rental Halls*.
- f) Chapter 267 relating to *Amusements*.
- g) Chapter 268 relating to *Lawful Gambling*.
- h) Chapter 269 relating to *Asphalt Shingle and Roofing Material Manufacture*.
- i) Chapter 271 relating to *Auctions and Auctioneers*.

OCTOBER 4, 2013

- j) Chapter 272 relating to *Resin Manufacturing*.
- k) Chapter 277 relating to *Building Trades Licenses*.
- l) Chapter 278 relating to *Heating, Ventilating and Air Conditioning, Gasfitting, Oil, Plumber/Gas Fitter, Refrigeration and Steam and Hot Water Installers*.
- m) Chapter 279 relating to *Christmas Tree Dealers*.
- n) Chapter 281 relating to *Tobacco Dealers*.
- o) Chapter 283 relating to *Courtesy Benches*.
- p) Chapter 285 relating to *Dancing Schools*.
- q) Chapter 287 relating to *Filling Stations and Bulk Oil Plants*.
- r) Chapter 289 relating to *Fire Extinguisher Sales and Service*.
- s) Chapter 291 relating to *Fuel Dealers*.
- t) Chapter 293 relating to *Going Out of Business Sales*.
- u) Chapter 295 relating to *Groceterias and Portable Stores*.
- v) Chapter 296 relating to *Hospitals*.
- w) Chapter 297 relating to *Hotels*.
- x) Chapter 297A relating to *Bed and Breakfast Facilities*.
- y) Chapter 299 relating to *Ice Sale and Manufacture*.
- z) Chapter 301 relating to *Laundries and Dry Cleaning Establishments*.
- aa) Chapter 303 relating to *Horse and Carriage Livery Services*.
- bb) Chapter 304 relating to *Hoofed and/or Small Animal Service*.
- cc) Chapter 305 relating to *Pedicabs*.
- dd) Chapter 306 relating to *Commercial Pedal Car*.
- ee) Chapter 307 relating to *Valet Parking*.
- ff) Chapter 309 relating to *Extended Hours of Operation*.
- gg) Chapter 311 relating to *Motor Scooter Leasing*.
- hh) Chapter 313 relating to *Motor Vehicle Dealers*.
- ii) Chapter 315 relating to *Motor Vehicle Lubricant Dealers*.
- jj) Chapter 317 relating to *Motor Vehicle Repair Garages*.
- kk) Chapter 319 relating to *Open Air Motor Vehicle Parking Lots*.
- ll) Chapter 320 relating to *Vehicle Immobilization Service*.
- mm) Chapter 321 relating to *Secondhand Dealers*.
- nn) Chapter 322 relating to *Precious Metal Dealers*.
- oo) Chapter 324 relating to *Pawnbrokers*.
- pp) Chapter 325 relating to *Pest Control*.
- qq) Chapter 327 relating to *Rental Automobile Odometer Inspection*.
- rr) Chapter 331 relating to *Sidewalk Flower Cart Vendors*.
- ss) Chapter 332 relating to *Solicitors, Peddlers and Transient Merchants*.
- tt) Chapter 335 relating to *Street Photographers*.
- uu) Chapter 339 relating to *Body Art Code*.
- vv) Chapter 341 relating to *Taxicabs*.
- ww) Chapter 347 relating to *Tree Servicing*.
- xx) Chapter 348 relating to *Used Motor Vehicle Parts Dealer*.
- yy) Chapter 349 relating to *Wreckers and Tow Trucks*.
- zz) Chapter 350 relating to *Recycling Activities and Salvage Yards*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 14 of the Minneapolis Code of Ordinances relating to *Liquor and Beer* (updating provisions to reflect current organizational structure):

- a) Chapter 360 relating to *In General*.
- b) Chapter 362 relating to *Liquor Licenses*.

OCTOBER 4, 2013

- c) Chapter 363 relating to *Wine Licenses*.
- d) Chapter 366 relating to *Beer Licenses*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code* (amending departmental and personnel references to reflect the departmental reorganization):

- a) Chapter 520 relating to *Introductory Provisions*.
- b) Chapter 525 relating to *Administration and Enforcement*.
- c) Chapter 543 relating to *On-Premise Signs*.
- d) Chapter 544 relating to *Off-Premise Advertising Signs and Billboards*.

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to *Land Subdivision: Land Subdivision Regulations* (amending department and personnel references to reflect the departmental reorganization).

Lilligren gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to *Heritage Preservation: Heritage Preservation Regulations* (amending department and personnel references to reflect the departmental reorganization).

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code* (amending regulations for signs located in the NM Nicollet Mall Overlay District):

- a) Chapter 520 relating to *Introductory Provisions*.
- b) Chapter 543 relating to *On-Premise Signs*.
- c) Chapter 551 relating to *Overlay Districts*. Seconded.

Gordon moved to adjourn. Seconded.

Adopted upon a voice vote.

Absent – Schiff, Johnson.

Casey Joe Carl,
City Clerk

Official Posting: 10/11/2013
Corrections: 10/21/2013
Corrections: 5/2/2014