

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
SEPTEMBER 11, 2015**

(Published September 19, 2015, in *Finance and Commerce*)

CALL TO ORDER

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

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

On motion by Glidden, the agenda was adopted.

On motion by Glidden, the minutes of the regular meeting of August 21, 2015, and the adjourned session held August 21, 2015, were adopted.

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

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

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following report:

The Minneapolis City Council hereby adopts the revised set of community indicators as submitted in the updated proposal dated September 9, 2015, as set forth in File No. 15-00947, on file in the Office of the City Clerk, to serve as the basis for city goal-focused Results Minneapolis reports.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business and Gambling licenses as set forth in File No. 15-01038, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 9/11/2015.

(Published 9/15/2015)

The Minneapolis City Council hereby approves the Business License Operating Conditions negotiated between the City of Minneapolis and 10/10 Taxi MN LLC allowing the licensee to retain the Taxicab Service Company License for 10/10 Taxi MN LLC, managed by Michael Sutton, 9201 E Bloomington Freeway, Bloomington, MN, subject to adherence with the conditions contained therein, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the Business License Operating Conditions negotiated between the City of Minneapolis and Fourth Street Saloon, represented by Catherine Ergstrom, allowing the licensee to retain the On Sale Liquor Class B with Sunday Sales Series 2000 License for Fourth Street Saloon, 328 W Broadway, Minneapolis, subject to adherence with the conditions contained therein, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the Business License Operating Conditions negotiated between the City of Minneapolis and Minneapolis Event Center, represented by Estaphan Hark, allowing the licensee to retain the Rental Hall License for Minneapolis Event Center, 212 2nd St SE, Minneapolis, subject to

adherence with the conditions contained therein, as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the Findings of Fact, Conclusions and Recommendations derived from the Licensing Settlement Conference hearing allowing Peter Killen to retain the On Sale Liquor Class C-1 with Sunday Sales License for The Local, 931 Nicollet Mall, Minneapolis, subject to adherence with the recommendations as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-367 authorizing the issuance, sale, and delivery of revenue notes for the benefit of National Marrow Donor Program, 3001 Broadway St NE, Minneapolis; approving the form of and authorizing the execution and delivery of the revenue notes and related documents; providing for the security, rights, and remedies with respect to the revenue notes; and granting approval for certain other actions with respect thereto.

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

RESOLUTION 2015R-367

By Goodman

Authorizing the issuance, sale, and delivery of revenue notes for the benefit of National Marrow Donor Program, 3001 Broadway St NE, Minneapolis; approving the form of and authorizing the execution and delivery of the revenue notes and related documents; providing for the security, rights, and remedies with respect to the revenue notes; and granting approval for certain other actions with respect thereto.

Resolved by The City Council of The City of Minneapolis:

1. **STATUTORY AUTHORIZATION.** The City of Minneapolis (the “City”) is a home rule city and political subdivision duly organized and existing under its Charter and the Constitution and laws of the State of Minnesota. The City is authorized by Minnesota Statutes, Sections 469.152 through 469.1655, as amended (the “Development Act”), to issue revenue bonds to finance, in whole or in part, the costs of the acquisition, construction, reconstruction, improvement, betterment, or extension of projects,

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including any properties, real or personal, used or useful in connection with a revenue producing enterprise, whether or not operated for profit, engaged in providing health care services.

2. **SERIES 2010 BONDS.** On August 19, 2010, the City issued its Revenue Bonds (National Marrow Donor Program Project), Series 2010 (the "Series 2010 Bonds"), in the original aggregate principal amount of \$67,640,000. The Series 2010 Bonds were issued under the provisions of the Development Act and an Indenture of Trust, dated as of August 1, 2010, between the City and U.S. Bank National Association, as trustee. The City loaned the proceeds of the Series 2010 Bonds to National Marrow Donor Program, a Colorado nonprofit corporation (the "Borrower"), pursuant to a Loan Agreement, dated as of August 1, 2010, between the City and the Borrower, for the purpose of (i) financing the Borrower's Phoenix Project (the "Project") consisting of the acquisition, development and implementation of a system for matching donors and providing other transplant support systems for the Borrower, including computer hardware and software, licensing and development and related maintenance, and professional services; and (ii) paying the costs of issuance of the Series 2010 Bonds.

3. **SERIES 2015 NOTES.** The Borrower has requested that the City issue its Revenue Notes (National Marrow Donor Program), Series 2015 (the "Series 2015 Notes"), in the principal amount not to exceed \$30,000,000. The Borrower has represented to the City that the Series 2015 Notes will be purchased by U.S. Bank National Association (the "Lender") in a direct purchase transaction pursuant to a Loan and Note Purchase Agreement to be entered into among the Borrower, the Lender and the City (the "Loan Agreement"). The City's interest in the Loan Agreement will be assigned to the Lender pursuant to an Assignment of Loan Agreement (the "Assignment"). The Borrower has further represented to the City that the Borrower intends to use the proceeds derived from the purchase of the Series 2015 Notes (the "Loan") together with other available funds of the Borrower, to (i) advance refund, defease and redeem all of the outstanding Series 2010 Bonds; and (ii) pay the costs of issuance of the Series 2015 Notes.

The Series 2015 Notes will be special, limited obligations of the City that: (i) shall be payable solely from the revenues pledged therefor under the Loan Agreement; (ii) shall not constitute a debt of the City within the meaning of any constitutional or statutory limitation; (iii) shall not constitute nor give rise to a pecuniary liability of the City or a charge against its general credit or taxing powers; (iv) shall not constitute a charge, lien, or encumbrance, legal or equitable, upon any property of the City other than the City's interest in the Loan Agreement; and (v) shall not constitute a general or moral obligation of the City.

4. **PUBLIC PURPOSE.** The City acknowledges, finds, determines, and declares that the issuance of the Series 2015 Notes is authorized by the Development Act and is consistent with the purposes of the Development Act and that the issuance of the Series 2015 Notes, and the other actions of the City under this resolution, and the Loan Agreement constitute a public purpose and are in the interests of the City.

5. **ISSUANCE OF THE SERIES 2015 NOTES.** For the purposes set forth above, there is hereby authorized the issuance, sale, and delivery of the Series 2015 Notes, in one or more series, in the maximum aggregate principal amount of \$30,000,000. The Series 2015 Notes are hereby authorized to be issued as tax-exempt bonds the interest on which is not includable in gross income for federal and State of Minnesota income tax purposes. The Series 2015 Notes, substantially in the form set forth in the Loan Agreement now on file with the City, are hereby approved with the amendments referenced herein. All of the provisions of the Series 2015 Notes, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Series 2015 Notes shall bear

interest at the rates, shall be designated, shall be numbered, shall be dated, shall mature, shall be in the aggregate principal amount, shall be subject to redemption or prepayment prior to maturity, shall be in such forms, and shall have such other terms, details, and provisions as are prescribed in the Loan Agreement, in the form now on file with the City, which form is hereby approved, with such necessary and appropriate variations, omissions, and insertions (including changes to the aggregate principal amount of the Series 2015 Notes, the stated maturities of the Series 2015 Notes, the interest rates on the Series 2015 Notes, and the terms of redemption or prepayment of the Series 2015 Notes) as the Finance Officer, in his discretion, shall determine. The execution of the Series 2015 Notes with the manual or facsimile signature of the Finance Officer and the delivery of the Series 2015 Notes by the City shall be conclusive evidence of such determination.

The Series 2015 Notes shall be special, limited obligations of the City payable solely from the revenues provided by the Borrower pursuant to the terms of the Loan Agreement, and any other security documents provided by the Borrower to the Lender. As provided in the Loan Agreement, the Series 2015 Notes shall not be payable from nor charged upon any funds other than the revenue pledged to their payment, nor shall the City be subject to any liability thereon, except as otherwise provided in this paragraph. No holder of the Series 2015 Notes shall ever have the right to compel any exercise by the City of any taxing powers of the City to pay the Series 2015 Notes or the interest or premium thereon, or to enforce payment thereof against any property of the City except the interests of the City in the Loan Agreement and the revenues and assets thereunder, which will be assigned to the Lender by the Assignment. The Series 2015 Notes shall recite that the Series 2015 Notes are issued pursuant to the Development Act, and that the Series 2015 Notes, including interest and premium, if any, thereon, are payable solely from the revenues and assets pledged to the payment thereof, and the Series 2015 Notes shall not constitute a debt of the City within the meaning of any constitutional or statutory limitations.

6. **LOAN AGREEMENT AND ASSIGNMENT.** Each of the Loan Agreement and the Assignment is hereby approved and the Finance Officer is hereby authorized to execute and deliver the Loan Agreement and the Assignment on behalf of the City. All of the provisions of the Loan Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Loan Agreement and the Assignment shall be substantially in the forms now on file with the City, with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determinations. Except for certain reserved rights, the interests of the City in the Loan Agreement will be assigned to the Lender pursuant to the Assignment.

The loan repayments to be made by the Borrower under the Loan Agreement are fixed to produce revenues sufficient to provide for the prompt payment of the principal of, premium, if any, and interest on the Series 2015 Notes when due, and the Loan Agreement also provides that the Borrower is required to pay all expenses of the operation and maintenance of the Project, including, but without limitation, adequate insurance thereon and insurance against all liability for injury to persons or property arising from the operation thereof, and all lawfully imposed taxes and special assessments levied upon or with respect to the Project and payable during the term of the Loan Agreement.

7. OTHER CITY DOCUMENTS. The Finance Officer is hereby authorized to execute and deliver, on behalf of the City, such other documents and certificates as are necessary or appropriate in connection with the issuance, sale, and delivery of the Series 2015 Notes, including various certificates of the City, an Information Return for Tax-Exempt Private Activity Bond Issues, Form 8038, an endorsement to the Borrower's certificate as to arbitrage and rebate, and similar documents, and all other documents and certificates as shall be necessary and appropriate in connection with the issuance, sale, and delivery of the Series 2015 Notes. All of the provisions of such documents and certificates, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The City hereby authorizes McGrann Shea Carnival Straughn & Lamb, Chartered, as bond counsel, to prepare, execute, and deliver its approving legal opinions with respect to the Series 2015 Notes.

8. DISCLOSURE DOCUMENTS. The Borrower has represented to the City that no official statement or other disclosure document has been or will be prepared relating to the offer and sale of the Series 2015 Notes. The City has made no independent investigation as to, and assumes no responsibility for, the sufficiency, accuracy, or completeness of any information provided by the Borrower by to the Lender (except for such information that is specifically provided by the City such as information regarding the authority of the City to issue the Series 2015 Notes and any material pending litigation against the City).

9. SUBSEQUENT AMENDMENTS. On any date subsequent to the date of issuance of the Series 2015 Notes, the Finance Officer is hereby authorized to execute and deliver any amendments or supplements to any of the documents referred to in this resolution or other documents executed and delivered in connection with the issuance of the Series 2015 Notes if, after review by bond counsel, the Finance Officer determines that the execution and delivery of such amendment or supplement is in the interests of the City. The Finance Officer may impose any terms or conditions on the execution and delivery of any such amendment or supplement as the Finance Officer deems appropriate.

10. LIMITATIONS OF LIABILITY. No covenant, stipulation, obligation, or agreement herein contained or contained in the aforementioned documents shall be deemed to be a covenant, stipulation, obligation, or agreement of any member of the City Council of the City, or any officer, agent, or employee of the City in that person's individual capacity, and neither the City Council of the City nor any officer or employee executing the Series 2015 Notes shall be personally liable on the Series 2015 Notes or be subject to any personal liability or accountability by reason of the issuance thereof. No provision, covenant, or agreement contained in the aforementioned documents, the Series 2015 Notes, or in any other document relating to the Series 2015 Notes, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to a general or moral obligation of the City or any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants, and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the Loan Agreement which are to be applied to the payment of the Series 2015 Notes, as provided therein.

Except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the City, and any holders of the Series 2015 Notes issued under the provisions of this resolution, any right, remedy or claim, legal or equitable, under and by reason of this resolution or any provisions hereof, this resolution, the aforementioned documents, and all of their provisions being

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intended to be and being for the sole and exclusive benefit of the City, and any holders from time to time of the Series 2015 Notes issued under the provisions of this resolution.

11. SEVERABILITY. In case any one or more of the provisions of this resolution, other than the provisions limiting the liability of the City, or of the aforementioned documents, or of the Series 2015 Notes issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Series 2015 Notes, but this resolution, the aforementioned documents, and the Series 2015 Notes shall be construed and endorsed as if such illegal or invalid provisions had not been contained therein.

12. VALIDITY OF THE SERIES 2015 NOTES. The Series 2015 Notes, when executed and delivered, shall contain a recital that they are issued pursuant to the Development Act, and such recital shall be conclusive evidence of the validity of the Series 2015 Notes and the regularity of the issuance thereof, and that all acts, conditions, and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Series 2015 Notes, and to the execution of the aforementioned documents to happen, exist, and be performed precedent to the execution of the aforementioned documents have happened, exist, and have been performed as so required by law.

13. ADDITIONAL ACTIONS. The officers of the City, bond counsel, other attorneys, and other agents or employees of the City are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, and the Series 2015 Notes, for the full, punctual, and complete performance of all the terms, covenants, and agreements contained in the Series 2015 Notes, the aforementioned documents, and this resolution. The Borrower has agreed and it is hereby determined that any and all costs incurred by the City in connection with the Project and the issuance of the Series 2015 Notes will be paid by the Borrower. It is understood and agreed that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorney's fees and expenses incurred by the City) arising with respect to the Project or the issuance of the Series 2015 Notes, as provided for and agreed to by and between the Borrower and the City in the Loan Agreement.

14. DESIGNATION AS PROGRAM BONDS. The Series 2015 Notes are hereby designated "Program Bonds" and are determined to be within the "Economic Development Program" and the "Program," all as defined in Resolution 88R-021 of the City adopted January 29, 1988, and as amended by Resolution 1997R-402 of the City adopted December 12, 1997.

15. EFFECTIVE DATE. This resolution shall take effect and be in force from and after its publication.

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

Approved by Mayor Betsy Hodges 9/11/2015.

(Published 9/15/2015)

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The Minneapolis City Council hereby approves the awarding of exclusive negotiating rights to M.A. Mortenson for the purchase and development of the City-owned property at 800 S Washington Ave, Minneapolis (Guthrie Liner Parcel), for a period of six months, or alternatively, to Sherman Associates for six months as described in the Department of Community Planning & Economic Development staff report, and authorizing staff to negotiate redevelopment contract terms and, upon successful negotiations, return for further City Council review and approvals.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes the City of Minneapolis to act as the local government partner in two applications to the National Endowment for the Arts (NEA) Our Town program – 1) Pangea World Theater for Lake Street Arts! (LSA!) Phase 2 in the amount of \$200,000; and 2) West Broadway Business and Area Coalition for West Broadway Creative Hub: An Art Engagement and Cultural Planning Project in the amount of \$200,000.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Community Development & Regulatory Services Committee offered a report regarding the Downtown East Commons concept design and implementation, for the area comprising approximately one and two-thirds blocks bounded by 4th St, 5th St, 5th Ave S, and Park Ave.

On motion by Bender, the report was amended to add the following condition:

The Minneapolis City Council hereby approves the following recommendations regarding the Downtown East Commons concept design and implementation, for the area comprising approximately one and two-thirds blocks bounded by 4th St, 5th St, 5th Ave S, and Park Ave, Minneapolis:

- a. Approving the concept design for the Commons contingent on a final maintenance funding plan. If maintenance funding gaps are identified, staff will return to the City Council with an updated concept design.
- b. Authorizing Green Minneapolis to undertake a fundraising campaign to support the design, construction, and operation of the Commons.
- c. Authorizing agreement(s) with Green Minneapolis and Ryan Companies for construction of an initial phase of enhancements to the Commons consistent with the Concept Design.
- d. Authorizing amendments to the existing loan and disbursement agreements for the Commons Project consistent with the above recommendations.

e. Affirming that \$2 million of the design and project management costs already authorized by the City will not be replenished from the fundraising campaign.

f. Reserving for the City Council the authority to approve the operator of the Commons, as well as the Commons' annual budget.

On roll call, the result for the report, with the exception of item "e", was:

Ayes: Reich, Frey, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: Gordon, Yang (2)

The report, as amended, was adopted.

On roll call, the result for item "e" was:

Ayes: Reich, Frey, Warsame, Goodman, Glidden, Cano, Bender, Quincy, Palmisano, President Johnson (10)

Noes: Gordon, Yang, A. Johnson (3)

The item was adopted.

On motion by Frey and Bender, staff was directed to:

1. Bring forward a list of potential funding mechanisms for operations and maintenance of the "Commons." Staff shall provide funding options – both private and public – based on the cost of maintenance and sources of operating revenue for comparable urban parks across the country. Analysis of revenue generating design features should also be included.

2. Provide an updated analysis regarding the number of days that Minnesota Sports Facilities Authority (MSFA)/Vikings have the right to book events. This analysis should account for new information that Major League Soccer will not be housed at U.S. Bank Stadium, it should delineate between public access on east and west "Commons" blocks, and should account for the potential for Vikings tents to be placed on the Medical Examiners block and not the "Commons."

3. Explore the desirability and feasibility of reopening the Park Use Agreement between the City and MSFA.

Staff shall report back to the Community Development & Regulatory Services Committee by December 11, 2015.

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following reports:

The Minneapolis City Council hereby authorizes contracts with the following agencies to provide National Diabetes Prevention Program services for at-risk adults who experience racial, ethnic, and/or socioeconomic factors leading to inadequate access to care, or poor quality of care, for the specified amounts from a federal Centers for Disease Control (CDC) grant:

a. Native American Community Clinic, \$60,000.

b. Neighborhood HealthSource, \$60,000.

- c. Hennepin County Medical Center, \$59,993.
- d. Stairstep Foundation, \$56,584.
- e. Omada, \$30,000.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby confirms the following Mayoral/City Council President appointments and reappointments to the Minneapolis Advisory Committee on Aging for two year terms:

- a. Roland Minda, Member at Large, Ward 3, for a term beginning Jan. 1, 2015, and ending Dec. 31, 2016, reappointment.
- b. Jean Greener, Member at Large, Ward 7, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, appointment.
- c. Raymond Olson, Ward 4, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, reappointment.
- d. Robert Albee, Ward 6, for a term beginning Jan. 1, 2015, and ending Dec. 31, 2016, reappointment.
- e. Joanna Lees, Ward 13, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, reappointment.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The INTERGOVERNMENTAL RELATIONS and WAYS & MEANS Committees submitted the following report:

The Minneapolis City Council hereby authorizes a cooperative funding agreement among members of the Fair Housing Implementation Council to facilitate implementation of affirmative fair housing activities having metro-wide significance for a term of July 1, 2015-June 30, 2020.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals (RFP) for recycling processing services.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a Temporary Use Agreement with the Minnesota Department of Transportation (MnDOT), as an addendum to existing Management Agreement No. 66310 for the I-394 Parking Facilities (the A, B, and C Ramps), allowing the City of Minneapolis to store art glass and benches removed from Nicollet Mall during renovation in MnDOT's Ramp C storage area.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-38763 with Zahl Petroleum Maintenance increasing the contract by \$18,050, for a revised contract total of \$67,348, to allow for work not included in the original contract for the decommissioning of underground fuel tanks. No additional appropriation required.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-39557 with A & M Construction increasing the contract by \$7,663, for a revised contract total of \$180,811, to allow for work not included in the original scope of the Water Plant Exterior Stabilization Project. No additional appropriation required.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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The Minneapolis City Council hereby authorizes an amendment to Engineering Services Agreement No. C-38056 with Kimley-Horn and Associates, Inc. for design work relating to the Hennepin-Lyndale Corridor Reconstruction Project No. 6726 (Franklin Ave W to Dunwoody Blvd), increasing the contract by \$268,250, for a revised contract total of \$1,417,155, for final design services, to provide the City with construction support services, and to extend the contract effective date through December 31, 2018. No additional appropriation required.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves establishing impact fees for the LynLake Municipal Parking Lots for the period of September 1, 2015, through August 31, 2016, at \$940 per stall for businesses that had licenses, permits to expand their businesses, or City-approved plans to expand their businesses prior to September 1, 1998, and \$1,885 per stall for new businesses.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Transportation & Public Works Committee offered a report relating to a contract amendment for the Car Sharing Pilot Program.

On motion by Bender, the report was amended to add a staff direction, to read as follows:

The Minneapolis City Council hereby authorizes extension of the following Car Sharing Pilot Program contracts from September 11, 2015, to February 29, 2016:

- a. Car2Go, Contract No. C-37244.
- b. Hourcar, Contract No. C-37498.

Staff is directed to report back to the Transportation & Public Works Committee no later than October 27, 2015, with an update on negotiations with our car-sharing partners including outstanding policy questions on car-sharing in the City of Minneapolis.

On roll call, the result was:

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

Noes: (0)

The report, as amended, was adopted.

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

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-368 authorizing an amendment to the Recycling Refund Policy Agreement with Hennepin County for Select Committee on Recycling and the Environment (SCORE) funds for the Minneapolis Recycling Program, extending the contract expiration date to December 31, 2016, and incorporating state requirements to provide additional SCORE funds for organics recycling.

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

**RESOLUTION 2015R-368
By Reich and Quincy**

Authorizing amendment to Residential Recycling Funding Agreement with Hennepin County.

Whereas, pursuant to Minnesota Statutes, Chapter 115A.552, counties shall ensure that residents have an opportunity to recycle; and

Whereas, Hennepin County Ordinance 13 requires that each city implement and maintain a recycling program; and

Whereas, the City of Minneapolis adopted citywide recycling and composting goals of 50% by 2020 and 80% by 2030; achieve a zero-percent growth rate in total waste stream from levels set in 2010, and directed staff to develop a zero-waste plan; and

Whereas, the Hennepin County Board adopted a resolution to amend the Hennepin County Residential Recycling Funding Policy to incorporate requirements to expend additional Select Committee on Recycling and the Environment (SCORE) funds on organics recycling, and extend the contract period of the Residential Recycling Funding Policy from December 31, 2015, to December 31, 2016; and

Whereas, in order to receive grant funds, the City must sign the agreement; and

Whereas, the City wishes to receive these grant funds each year;

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

That the City Council accepts the agreement as proposed.

Be It Further Resolved that the City Council authorizes the proper City officers to execute such Residential Recycling Grant Agreement with the County.

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

SEPTEMBER 11, 2015

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8135 from Veit and Company, Inc., for an estimated expenditure of \$4,701,760, to furnish and deliver all labor, materials, and incidentals necessary for the Storm Water Pump Station Rehabilitation Project for the Public Works Sewer Construction Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 9/11/2015.

(Published 9/15/2015)

The WAYS & MEANS Committee submitted the following reports:

The Minneapolis City Council hereby approves the settlement of the claim of John Simpson by payment of \$2,500 to John Simpson and his attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the settlement of the lawsuit of Louis Tate by payment of \$25,000 to Louis Tate and his attorneys and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the settlement of the lawsuit by Nicole Croud by payment of \$8,500 to Nicole Croud and her attorney and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

SEPTEMBER 11, 2015

The Minneapolis City Council hereby authorizes an amendment to the office lease contract for the Flour Exchange Building at 310 4th Ave S to remove the City's First Right of Refusal at the request of the building owner to help the owner sell the building.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby accepts the single bid of Norstan Communications, Inc. d/b/a Blackbox Network Services (OP No. 8159) and authorizing the execution of a contract for an estimated annual expenditure of \$500,000 to furnish and deliver telephone system software and equipment upgrade services for the Minneapolis Information Technology Department in accordance with department specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract extension, Contract No. C-28807, with Computer Science Corporation for four (4) additional years, through March 14, 2020, increasing the contract by \$198,238.72 for a new not-to-exceed total of \$747,554.72 over the life of the contract and updating the Terms and Conditions to reflect the City's current standards for the RiskMaster software used by the Risk Management Division.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract with Norstan Communications, Inc. d/b/a Black Box Network Services for additional "Help and Service Desk" implementation services, including a third party "End-User License Agreement" with Unify, Inc. The actual software licenses are held by Unify Inc., a subcontractor of Norstan, and Unify will provide the actual maintenance of these applications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The ZONING & PLANNING Committee submitted the following reports:

The Minneapolis City Council hereby denies the appeal filed by Mount Olivet Lutheran Church of the decision of the Zoning Board of Adjustment, notwithstanding staff recommendation, denying a variance (BZZ-7265) of the front yard requirement adjacent to Logan Ave S to allow a vehicle height barrier structure for a surface parking lot for the property located at 5025 Knox Ave S; and upholds the Board of Adjustment actions and adopts the Board of Adjustment findings.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby denies the appeal filed by Riverland Ag Corp of the decision of the Heritage Preservation Commission, denying a Demolition of Historic Resource application (BZH-28747) establishing interim protection for the property, and preparing or causing to be prepared a designation study; and upholds the Heritage Preservation Commission actions and adopts the staff findings.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby grants the application submitted by 2720 University Ave SE, LLC to rezone (BZZ-7260) the property located at 2720 University Ave SE from the OR2 High-Density Office Residence District to the C2 Neighborhood Corridor Commercial District, to make the building more commercially viable and marketable for new tenants by expanding the number of uses that would be allowed; and adopts the related findings as prepared by the Community Planning & Economic Development.

Further, passage of Ordinance 2015-Or-079 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Districts and Maps Generally.

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

ORDINANCE 2015-Or-079
By Bender
Intro & 1st Reading: 1/6/2014
Ref to: Z&P
2nd Reading: 9/11/2015

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:

SEPTEMBER 11, 2015

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

Lots 8, 9 and 10, Block 2, Oakhurst, Hennepin County, MN (2720 University Ave SE- Plate #22) to the C2 Neighborhood Corridor Commercial District.

On roll call, the result was:

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

Noes: (0)

The report and ordinance were adopted.

The Minneapolis City Council hereby grants the application submitted by Joseph Vinar, to vacate (VAC-1644) a part of the alley in the vicinity of 33rd Ave NE and Taylor St NE; and adopts the related findings as prepared by the Community Planning & Economic Development.

Further, passage of Resolution 2015R-369 vacating said parcel.

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

RESOLUTION 2015R-369

By Bender

Vacating that part of the alley as dedicated in Block 2, Chute Brothers 1st Addition, bounded by Polk and Taylor Sts. NE, 32nd and 33rd Aves NE, north of the south line of Lot 2, described as follows (Vacation File No. 1644):

Resolved by The City Council of The City of Minneapolis:

That part of the alley as dedicated in Block 2, Chute Brothers 1st Addition described as follows:

The east 1/2 of said alley lying north of the westerly extension of the south line of Lot 2 and lying south of the westerly extension of the north line of Lot 1.

The west 1/2 of said alley lying north of the easterly extension of the south line of Lot 29 and lying south of the easterly extension of the north line of Lot 30.

is hereby vacated except that such vacation shall not affect the existing authority of Comcast and Xcel Energy, their successors and assigns, to enter upon that portion of the aforescribed portion of the alley which is described in regard to each of said corporations as follows, to wit:

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

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.

On roll call, the result was:

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

Noes: (0)

The report and resolution were adopted.

RESOLUTIONS

Resolution 2015R-370 recognizing Pancreatic Cancer Action Network was adopted.

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

RESOLUTION 2015R-370

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

Recognizing Pancreatic Cancer Action Network.

Whereas, pancreatic cancer has one of the lowest survival rates of all major cancers - 73 percent die within one year of diagnosis and the five-year survival rate is just seven percent. Pancreatic cancer is anticipated to move from the fourth to the second leading cause of cancer death in the United States by 2020; and

Whereas, Pancreatic Cancer Action Network, established in 1999, is the national organization creating hope in a comprehensive way through research, patient support, community outreach, and advocacy for a cure. The organization raises money for direct private funding of research—and advocates for more aggressive federal research funding of medical breakthroughs in prevention, diagnosis, and treatment of pancreatic cancer; and

Whereas, local residents, pancreatic cancer survivors, and volunteers with the Twin Cities Affiliate of the Pancreatic Cancer Action Network will join thousands of people at more than 50 PurpleLight events taking place in communities across the country in late October through early November to call attention to one of our nation's deadliest cancers – pancreatic cancer; and

Whereas, the event will commence National Pancreatic Cancer Awareness Month in November by remembering those who have lost their battle against pancreatic cancer and honor our inspiring pancreatic cancer survivors; and

Whereas, Pancreatic Cancer Action Network advocates enabled the passage of the Recalcitrant Cancer Research Act on January 2, 2013, which directs the National Cancer Institute to develop scientific frameworks (strategic plans) that will help provide the strategic direction and guidance needed to make true progress on pancreatic and other deadly cancers; and

SEPTEMBER 11, 2015

Whereas, Patient Central is a comprehensive service providing patients and families with immediate and free information and education about pancreatic cancer, diagnosis, treatment options, clinical trials, diet and nutrition, specialists, and support resources; and

Whereas, Patient Central has served more than 80,000 patients and families since the program was started in 2002;

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

That the City Council declares November 1, 2015, to be Pancreatic Cancer Action Network Day and that the 35W Bridge shall be lit in purple on this day.

Resolution 2015R-371 declaring September 15, 2015, Lymphoma Awareness Day in the City of Minneapolis was adopted.

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

RESOLUTION 2015R-371

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

Declaring September 15, 2015, Lymphoma Awareness Day in the City of Minneapolis.

Whereas, Lymphoma is the most common form of blood cancer and the third most common cancer of childhood; and

Whereas, More than 1,400 new cases of lymphoma are diagnosed each year in the State of Minnesota; and

Whereas, Awareness and education are powerful tools in the race to find a cure for lymphoma; and

Whereas, The health and vitality of the people of the State of Minnesota are significantly enhanced by local efforts to increase communication and education pertaining to blood cancers; and

Whereas, The Lymphoma Research Foundation offers a wide range of support services and programs for people with lymphoma, their loved ones and caregivers; and

Whereas, Lymphoma Awareness Day helps to raise general awareness of the disease and provides hope to all those affected by a lymphoma diagnosis;

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

That we do hereby proclaim September 15, 2015, **Lymphoma Awareness Day** in the City of Minneapolis.

Be It Further Resolved that the 35W Bridge be lit red on Tuesday September 15th in honor of the Lymphoma Research Foundation's work to raise awareness, provide support, and fund Lymphoma cancer research.

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Resolution 2015R-372 declaring September 17, 2015, Leukemia and Lymphoma Society Awareness Day in the City of Minneapolis was adopted.

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

RESOLUTION 2015R-372

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

Declaring September 17, 2015, Leukemia & Lymphoma Society Awareness Day in the City of Minneapolis.

Whereas, nearly 1 million Americans have a blood cancer, the third most fatal form of cancer; and

Whereas, every four minutes someone is diagnosed with blood cancer; and

Whereas, every 10 minutes, someone loses their battle with blood cancer; and

Whereas, leukemia is the leading cause of cancer-related deaths in young people under 20 years old; and

Whereas, Leukemia & Lymphoma Society (LLS) supports research in the U.S., Canada and 10 other countries. In 2014 LLS awarded \$79.8 million dollars in grants to researchers; and

Whereas, LLS provides a range of services, such as family support groups, an extensive educational website and free seminars and conferences; and

Whereas, In 2014, 1,351 Minnesota Chapter patients received nearly \$1.3 million dollars for co-pay assistance and patient financial aid; and

Whereas, The Minnesota Chapter of LLS is engaged with state-based cancer coalitions to advocate for patient needs and support;

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

That we do hereby proclaim September 17th Leukemia & Lymphoma Society Awareness Day in the City of Minneapolis.

Be It Further Resolved that the 35W Bridge be lit red on Thursday September 17th in honor of the Leukemia & Lymphoma Society, Minnesota Chapter's work to raise awareness, provide support, and fund blood cancer research.

Resolution 2015R-373 recognizing National Voter Registration Day was adopted.

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

RESOLUTION 2015R-373

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

Recognizing Voter Registration Day.

Whereas, registering to vote is the first step all eligible Minneapolis residents must take in order to cast a ballot; and

SEPTEMBER 11, 2015

Whereas, the State of Minnesota has a long and distinguished history of leading efforts to expand the franchise by eliminating or minimizing unnecessary barriers so all voters have equal, fair, and free access to the ballot box, and, as a result, Minnesota enjoys an enviable national reputation for consistently ranking at the top of the list for voter participation among all states; and

Whereas, within the State of Minnesota, the City of Minneapolis has an active and engaged electorate; and

Whereas, in the fiftieth year commemorating passage of the Voting Rights Act of 1965, Americans will be celebrating National Voter Registration Day on Tuesday, September 22, 2015, as part of a 50-state campaign focused on ensuring all voters are registered to increase overall voter participation, and the City of Minneapolis is proud to be recognized as a partner in this national effort;

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

That the Mayor & City Council hereby declares September 22, 2015, to be Voter Registration Day in the City of Minneapolis and encourage all eligible residents to register, check their registration status, update their status if necessary, and encourage family and friends to do the same, so that all voters are assured of the ability to exercise their constitutional rights to free, fair, and equal access to participation in the fundamental process of democratic elections.

Resolution 2015R-374 recognizing National Payroll Week was adopted.

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

RESOLUTION 2015R-374

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

Recognizing National Payroll Week - 2015.

Whereas, the American Payroll Association and its more than 21,000 members have launched a nationwide public awareness campaign to recognize the more than 156 million people who work in the United States; and

Whereas, payroll professionals support the American system and contribute directly to the economic health of local and regional communities and the security and stability of American families by ensuring compliance with the myriad federal and state wage and tax laws, paying wages, reporting worker earnings, paying into the unemployment insurance system, providing information related to child support enforcement, and carrying out various financial reporting and depositing requirements; and

Whereas, payroll professionals in the City of Minneapolis play a critical role in effective management of public funds that contribute to the delivery of municipal services and programs by assuring the timely and accurate processing of payments to the more than five thousand City employees as well as vendors, contractors, temporary and seasonal workers, suppliers, and others in each pay cycle in each year; and

Whereas, Minneapolis payroll professional recently completed a successful enterprise conversion to a new financial management system, known as COMET, which has required extraordinary attention for planning, organization, training, and transition to assure a seamless changeover with no interruption to municipal services and operations, which is worthy of commendation; and

SEPTEMBER 11, 2015

Whereas, National Payroll Week is regularly celebrated each year during the week of Labor Day, which is the week of September 7 – 11, 2015;

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

That the Mayor & City Council hereby declare September 7-11, 2015, to be National Payroll Week in the City of Minneapolis and extend their sincere thanks, appreciation, and gratitude to the men and women of the City's Payroll Division, within the Finance & Property Services Department, for their commitment to the highest principles of public service.

Resolution 2015R-375 declaring Community Gardening Day 2015 was adopted.

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

RESOLUTION 2015R-375

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

Declaring Community Gardening Day 2015.

Whereas, the City of Minneapolis is home to over 279 community gardens in all 13 Wards of the city, providing opportunities to more than 6,500 youth and adult gardeners; and

Whereas, community gardens provide multiple benefits, including cross-cultural and intergenerational community-building and educational opportunities, horticultural therapy, physical exercise, and access to nutritionally rich and culturally appropriate foods; and

Whereas, Minneapolis' community gardens reflect the cultural and ethnic diversity of the city, including gardeners who speak English, Dakota, Ojibwe, Spanish, Hmong, Somali, French, Vietnamese, Ukranian, Arabic, Russian, and Korean; and

Whereas, community gardens beautify our neighborhoods, strengthen block clubs, and enhance community crime prevention efforts; and

Whereas, community gardens and urban farms provide rich opportunities for our adults and young people to learn to grow their own food and become active stewards of environmental health and ecosystems restoration while co-creating local food systems; and

Whereas, the City of Minneapolis is proud to support community gardening by providing compost via the Public Works Solid Waste and Recycling Department and by providing access to water through the Public Works Water Treatment and Distribution Services Division; and

Whereas, community gardens and urban farms actively involve many Step-Up summer youth interns throughout the City of Minneapolis each year, providing work experience, engaging youth in making a difference in their communities and preparing our next generation of environmentally responsible urban leaders; and

SEPTEMBER 11, 2015

Whereas, community gardens in Minneapolis will host open house celebrations for the public on September 19th, 2015, giving neighbors and gardeners an opportunity to celebrate community gardening;

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

That the City of Minneapolis recognizes the role community gardens play in making our city more livable, attractive, resilient and healthy.

Be it Further Resolved that the City Council hereby declares September 19, 2015, Community Garden Day in the City of Minneapolis.

Resolution 2015R-376 recognizing Breast Cancer Awareness Month and Metastatic Breast Cancer Awareness Day was adopted.

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

RESOLUTION 2015R-376

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

Recognizing Breast Cancer Awareness Month and Metastatic Breast Cancer Awareness Day.

Whereas, there are more than 3.1 million women in the United States living with a history of invasive breast cancer; and

Whereas, this year 3,820 women in Minnesota are expected to be diagnosed with breast cancer and 620 to die from the disease; and

Whereas, breast cancer ranks second as a cause of cancer death in women; and

Whereas, breast cancer screening has been found to reduce breast cancer mortality and when breast cancers are detected at an early stage, survival is 99%; and

Whereas, since 2002, approximately 80% of Minnesota women ages 40+ had received a mammogram in the previous two years; and

Whereas, only 46% of uninsured women in Minnesota received a recent mammogram in 2010; and

Whereas, the uninsured, underinsured and underserved are least likely to get screening for breast cancer, which means they are more likely to be diagnosed at a late stage when chances of survival drop to 24%; and

Whereas, in Minnesota, non-Hispanic white women are at the greatest risk of being diagnosed with breast cancer, but African American women are at the greatest risk of dying of breast cancer; and

Whereas, women ages 15 - 54 die more frequently from breast cancer than any other cancer and African American women under the age of 35 die from breast cancer at three times the rate of white women; and

SEPTEMBER 11, 2015

Whereas, the federal government has invested more than \$1.8 billion in breast cancer research since 2010 leading to the discovery of life-extending drugs; and

Whereas, there is no cure for breast cancer;

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

That October 2015 is hereby declared to be "Breast Cancer Awareness Month" in the City of

Minneapolis and that October 13, 2015, is hereby declared to be "Metastatic Breast Cancer Awareness Day" in the City of Minneapolis.

Be It Further Resolved that the City requests to light the I-35W Memorial Bridge and the Lowry Avenue Bridge on September 19 in the color pink, to show support for the American Cancer Society and others who help to fight this disease, and the bridges on October 13 in the colors teal, green, and pink in honor of this declaration.

NEW BUSINESS

Gordon gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to Zoning Code: Introductory Provisions (amending zoning definitions to include limited production and processing).

A. Johnson 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 relating to signs):

- a. Chapter 520 relating to Introductory Provisions.
- b. Chapter 525 relating to Administration and Enforcement.
- c. Chapter 543 relating to On-Premises Signs.

Glidden, Bender, and A. Johnson gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending the Minneapolis Code of Ordinances by adding thereto a new Title 7.5 entitled "Working Families" (adding provisions relating to earned sick and safe time and fair scheduling).

ADJOURNMENT

On motion by Glidden, the meeting was adjourned to Room 315, City Hall, for the purpose of receiving an update on McDonough, Johanna Beth v. Al's Auto Sales, Inc., et al., and other pending Driver Privacy Protection Act litigation against the City of Minneapolis.

SEPTEMBER 11, 2015

ADJOURNED SESSION

Council President Johnson called the adjourned session to order at 10:51 a.m. in Room 315, a quorum being present.

Deputy City Attorney, Peter Ginder, stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters involving McDonough, Johanna Beth v. Al's Auto Sales, Inc., et al., and other pending Driver Privacy Protection Act litigation against the City of Minneapolis.

At 10:52 a.m., on motion by Quincy, the meeting was closed.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey (in at 10:58 a.m.), Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden (in at 10:53 a.m.), Alondra Cano (in at 10:55 a.m.), Lisa Bender, John Quincy, Andrew Johnson (in at 10:53 a.m.), Linea Palmisano, President Barbara Johnson.

Also Present - Susan Segal, City Attorney (out at 11:00 a.m.; in at 11:01 a.m.), Peter Ginder, Deputy City Attorney, Tim Skarda, Litigation Manager, and Assistant City Attorney Sara Lathrop (in at 11:01 a.m.), City Attorney's Office; Inspector Mike Kjos, Police Department; Casey Carl, City Clerk, and Kelly Geistler, City Clerk's Office.

Skarda presented an update on McDonough, Johanna Beth v. Al's Auto Sales, Inc., et al., and other pending Driver Privacy Protection Act litigation against the City of Minneapolis from 10:53 a.m. to 11:16 a.m.

At 11:16 a.m., on motion by Quincy, the meeting was opened.

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

On motion by Quincy, the meeting was adjourned.

Casey Joe Carl,
City Clerk

Official Posting: 9/19/2015