

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
MARCH 24, 2017**

(Published April 1, 2017, 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, Lisa Goodman, Elizabeth Glidden, Alondra Cano, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

Absent - Council Members Abdi Warsame, Lisa Bender.

On motion by Quincy, the agenda was amended to include under the Order of Resolutions a Resolution recognizing Minneapolis Plumbers Local 15 for the Water's Off Program.

On motion by Yang, the agenda was amended to include under the Order of Resolutions a Resolution recognizing 40 to None Day.

On motion by Glidden, the agenda was amended to include under the Order of Resolutions a Resolution supporting Local decision-making authority.

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

On motion by Glidden, the minutes of the regular meeting of March 10, 2017, were accepted.

On motion by Glidden, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on March 30, 2017. 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 City Clerk.

REPORTS OF STANDING COMMITTEES

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

COUNCIL ACTION 2017A-0210

The Minneapolis City Council hereby:

1. Passage of Resolution 2017R-131 giving preliminary and final approval to and authorizing the issuance of up to \$3 million of Tax-exempt Bank Qualified Bank Direct Revenue Bonds to refinance a Series 2009 Bond and refinance another outstanding loan of the borrower, Plymouth Christian Youth Center, for a project at 2021 W Broadway and 2210 Oliver Ave N.
2. Refers the matter to the Minneapolis Community Development Agency Board of Commissioners to consider passage of a resolution authorizing the issuance of up to \$3 million in Series 2017 Tax-exempt Revenue Bonds for Plymouth Christian Youth Center.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2017R-131

By Goodman

Giving preliminary and final approval to and authorizing the financing of a project on behalf of Plymouth Christian Youth Center for facilities at 2021 W Broadway Ave and 2210 Oliver Ave N, authorizing the issuance of a conduit revenue note of the Minneapolis Community Development Agency.

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

Whereas, pursuant to such granted powers, the Agency has been authorized to issue revenue obligations for various purposes; and

Whereas, Plymouth Christian Youth Center, a Minnesota nonprofit corporation, or its affiliates (the "Borrower") has requested the participation of the Agency through the issuance of a revenue note of the Agency (the "Note") in a principal amount not to exceed \$3,000,000; and

Whereas, the Borrower has proposed to apply the proceeds of the Note to (i) refund the outstanding Revenue Bond (Plymouth Christian Youth Center Project), Series 2009 previously issued by the MCDA to refinance certain land and facilities of the Borrower located at 2021 West Broadway and 2210 Oliver Avenue North in the City (the "Facilities"); (ii) refinance certain outstanding taxable indebtedness of the Borrower originally incurred to finance the substantial renovation of certain Facilities of the Borrower;

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(iii) fund required reserves for the Note, if any; and (iv) pay the costs of issuing the Note (collectively, the "Project"); and

Whereas, the Facilities to be financed and refinanced with the proceeds of the Note will be owned and operated by the Borrower or its affiliates; and

Whereas, on the date hereof, the Board of Commissioners of the Agency intends to adopt a resolution (the "Note Resolution") giving approval to the financing of the Project and the issuance of the Revenue Note (Plymouth Christian Youth Center Project), Series 2017 in the aggregate principal amount not to exceed \$3,000,000, the proceeds of which will be loaned to the Borrower for the purposes of financing the Project; and

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

That the terms of the Note Resolution are incorporated herein by reference.

Be It Further Resolved that the City Council hereby gives preliminary and final approval to the issuance of the Note by the Agency in the aggregate principal amount not to exceed \$3,000,000.

Be It Further Resolved that the Note is hereby designated a "Program Bond" and is determined to be within the "Program," 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.

Be It Further Resolved that this resolution shall take effect and be in force from and after its approval and publication. Pursuant to Article IV, Section 4.4(d), of the Charter of the City, only the title of this resolution and a summary of this resolution conforming to Minnesota Statutes, Section 331A.01, subdivision 10, shall be published in the official paper of the City.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-132 approving the sale of the property at 2436 13th Ave S (Disposition Parcel No. VH-272) to Twin Cities Habitat for Humanity, Inc. for \$10,500, subject to conditions.

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

RESOLUTION 2017R-132
By Goodman

Authorizing sale of land Disposition Parcel VH-272, under the Vacant Housing Recycling Program at 2436 13th Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-272, in the Midtown Phillips neighborhood, from Twin Cities Habitat for Humanity, Inc., hereinafter known as the Redeveloper, the Parcel VH-272, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-272; 2436 13th Ave S: Lot 3, Block 5, Gales 1st Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$10,500 for Parcel VH-272 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on March 3, 2017, a public hearing on the proposed sale was duly held on March 14, 2017, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$10,500 for Parcel VH-272.

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

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

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

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a

contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

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

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-133 approving the sale of the property at 2542 12th Ave S (Disposition Parcel No. TF-782) to Twin Cities Habitat for Humanity, Inc. for \$10,100, subject to conditions.

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

RESOLUTION 2017R-133

By Goodman

Authorizing sale of land Disposition Parcel TF-782, under the Vacant Housing Recycling Program at 2542 12th Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-782, in the Midtown Phillips neighborhood, from Twin Cities Habitat for Humanity, Inc., hereinafter known as the Redeveloper, the Parcel TF-782, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-782; 2542 12th Ave S: Lot 12, Block 1, Elliotts Rearrangement of Blocks 9, 10, 15 and 16 of Brackett and Boveys Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$10,100 for Parcel TF-782 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

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Whereas, pursuant to due notice thereof published in *Finance and Commerce* on March 3, 2017, a public hearing on the proposed sale was duly held on March 14, 2017, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$10,100 for Parcel TF-782.

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

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

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

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

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

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

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On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-134 approving the sale of the property at 2921 18th Ave S (Disposition Parcel No. TF-906) to Twin Cities Habitat for Humanity, Inc. for \$10,200, subject to conditions.

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

RESOLUTION 2017R-134
By Goodman

Authorizing sale of land Disposition Parcel TF-906, under the Vacant Housing Recycling Program at 2921 18th Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-906, in the East Phillips neighborhood, from Twin Cities Habitat for Humanity, Inc., hereinafter known as the Redeveloper, the Parcel TF-906, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-906; 2921 18th Ave S: Lot 7, Block 1, Layman's Fourth Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$10,200 for Parcel TF-906 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on March 3, 2017, a public hearing on the proposed sale was duly held on March 14, 2017, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$10,200 for Parcel TF-906.

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

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

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

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

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

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0211

The Minneapolis City Council hereby:

1. Approves the \$500 fine and 120-day suspension of the Tobacco License held by Mohamed Ibrahim for AYM Corporation, doing business as Windy City Market, 628 Lowry Ave N.
2. Adopts the Findings of Fact, Conclusions of Law and Recommendation of the Administrative Hearing Officer.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0212

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. 17-00357, 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, Goodman, Glidden, Cano, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0213

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Allied Waste Management Services of NA, LLC, doing business as Allied Waste Services, allowing the licensee to retain the Recycling/Salvage Yard license at 725 44th Ave N, subject to adherence with the conditions contained therein.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0214

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Best Taxi allowing the licensee to retain the Taxi Service Company license at 2100 76th Ct N, Brooklyn Park, MN 55444, subject to adherence with the conditions contained therein.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0215

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Rise Bagel Co allowing the licensee to obtain the Food Restaurant license at 530 3rd St N, subject to adherence with the conditions contained therein.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

March 24, 2017

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-135 authorizing the issuance and sale of revenue bonds of the City and the Housing and Redevelopment Authority of the City of Saint Paul on behalf of Allina Health System and the execution of documents.

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

RESOLUTION 2017R-135
By Goodman

Authorizing the issuance and sale of revenue bonds of the City and the Housing and Redevelopment Authority of the City of Saint Paul on behalf of Allina Health System and the execution of documents.

Whereas, this Council has received a proposal from Allina Health System, a Minnesota nonprofit corporation (the "Corporation") that the City of Minneapolis (the "City"), acting jointly with The Housing and Redevelopment Authority of the City of Saint Paul, Minnesota (the "HRA," and together with the City, the "Issuer") issue its revenue bonds (the "Bonds") under Minnesota Statutes, Sections 469.152 to 469.165 (the "Act"), in one or more tax-exempt series or subseries, for the purpose of (i) refunding all or a portion of revenue bonds heretofore issued by the Issuer, including (a) Health Care System Revenue Bonds, Series 2007A (Allina Health System) (the "2007A Bonds"), (b) Health Care System Revenue Bonds, Series 2009A-1 (Allina Health System), and (c) Health Care System Revenue Bonds, Series 2009A-2 (Allina Health System); (ii) to pay capitalized interest on the Bonds; (iii) to fund a reserve fund for a portion of the Bonds; and (iv) to pay certain costs of issuance of the Bonds (collectively, the "Refunding"); and

Whereas, at a public hearing, duly noticed and held on February 28, 2017, in accordance with the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended, on the proposal to finance the costs of the Refunding, all parties who appeared at the hearing were given an opportunity to express their views with respect to the proposal to finance the costs of the Refunding, and interested persons were given the opportunity to submit written comments to the City Clerk before the time of the hearing; and

Whereas, this Council hereby finds that the issuance and sale of up to \$200,000,000 in aggregate principal amount of the Bonds in one or more tax-exempt series or subseries under the authority contained in the Act to finance the costs of the Refunding would promote the purposes contemplated and described in Section 469.152 of the Act and further promote the public purposes and legislative objectives of the Act by providing the City and surrounding area with necessary healthcare facilities, is in the best interest of the City, and the City hereby determines to issue and sell such Bonds jointly with the HRA; and

Whereas, in connection with the issuance of the Bonds, the City, the HRA and North Suburban Hospital District, Anoka and Ramsey Counties, propose to enter into a Joint Powers Agreement (the "Joint Powers Agreement"), a draft of which has been made available to the Council prior to this meeting and which has been reviewed to the extent deemed necessary; and

Whereas, the proceeds of the Bonds will be lent by the Issuer to the Corporation (the "Loan") for the purposes described hereinabove; and

Whereas, pursuant to one or more Loan Agreements for each series of Bonds (each a “Loan Agreement”), to be entered into between the City, the HRA and the Corporation, drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary, the Corporation will issue to the Issuer an Obligation with respect to each series or subseries of Bonds (the “Obligations”). The Obligations will be issued under the Master Trust Indenture (the “Master Indenture”), dated as of October 1, 1998, between the Corporation and Wells Fargo Bank, National Association, as trustee (the “Master Trustee”), as supplemented and amended by Supplemental Indentures thereto (the “Supplemental Indentures”) to be entered into between the Corporation and the Master Trustee. Under the Obligation with respect to each series or subseries of Bonds, the Corporation will unconditionally agree to repay the Loan made by the Issuer under the Loan Agreement with respect to such series of Bonds in specified amounts and at specified times sufficient to make the necessary payments of principal of, premium, if any, and interest on the Bonds of such series or subseries, when due. In addition, the Loan Agreement with respect to such series of Bonds contains provisions relating to the payment by the Corporation of administrative costs of the Bond Trustee (as hereinafter defined), the administrative fee of the City and of the HRA with respect to such series of Bonds, indemnification, insurance and other agreements and covenants which are required by the Act or which are permitted by the Act and which the Issuer and the Corporation deem necessary or desirable for the sale of such Bonds; and

Whereas, pursuant to one or more Trust Indentures for each series of Bonds (each a “Bond Indenture”) to be entered into between the City, the HRA and Wells Fargo Bank, National Association, as Trustee (the “Bond Trustee”), drafts of which have been presented to the Council prior to this meeting and which have been reviewed to the extent deemed necessary, the City assigns and pledges all of its right, title and interest in the Loan Agreement with respect to such Bonds (other than the rights specifically retained by the Issuer including, but not limited to, indemnification and administrative fees and expenses), the Obligation with respect to such series or subseries of Bonds, the Master Indenture and the Supplemental Indentures to the Bond Trustee. In addition, the Bond Indenture for each series of Bonds, among other things, sets the interest rates, maturity dates and redemption provisions for such series of Bonds, establishes the various funds and accounts for the deposit and transfer of money and contains other provisions which are required by the Act or which are permitted by the Act and which the Issuer and the Corporation deem necessary or desirable in connection with the sale of such series of Bonds; and

Whereas, the Bonds will be special limited obligations of the Issuer payable solely from amounts payable under the Obligations by the Corporation and other members of the Obligated Group under the Master Indenture, other than to the extent payable from the proceeds of the Bonds. The Bonds shall not be payable from or charged upon any funds other than the revenue pledged to the payment thereof, nor shall the City or the HRA be subject to any liability thereon. No holder or holders of any Bond shall ever have the right to compel any exercise of the taxing power of the City or the HRA to pay any such Bond or the interest thereon, nor to enforce payment thereof against any property of the City or the HRA except the Obligations. The Bonds shall not constitute a debt of the City or the HRA within the meaning of any charter, constitutional or statutory limitation; and

Whereas, the Bonds to be offered publicly will be purchased from the Issuer by J.P. Morgan Securities LLC and/or Wells Fargo Securities, together with any other syndicate members (the “Underwriters”), pursuant to separate Bond Purchase Agreements with respect to each series or subseries of the Bonds (each a “Bond Purchase Agreement”) between the City, the HRA, the Corporation and one or more of

the Underwriters, drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary; and

Whereas, drafts of one or more Preliminary Official Statements with respect to any series of Bonds that are to be publicly issued have been made available to the Council prior to this meeting and have been reviewed to the extent deemed necessary. Any Preliminary Official Statement with respect to a series of Bonds will be distributed by one or more of the Underwriters therefor to potential purchasers of such series of Bonds;

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

That in order to provide for the financing of the costs of the Refunding, the City hereby authorizes the issuance of the Bonds as revenue bonds under the Act in one or more tax-exempt series or subseries, in the aggregate principal amount of up to \$200,000,000. The City Finance Officer is hereby authorized to approve the purchase price of the Bonds, the aggregate principal amount of the Bonds, provided that such principal amount is not in excess of \$200,000,000, the maturity schedule of the Bonds, provided that the Bonds mature at any time or times in such amount or amounts not exceeding 30 years from the date of issuance thereof, the provisions for prepayment and redemption of the Bonds prior to their stated maturity, and the initial interest rates for any series or subseries of Bonds, provided that no initial interest rate exceeds 6.00% per annum. Such approval for a series or subseries of the Bonds shall be conclusively evidenced by the execution of the Bond Purchase Agreement for such series or subseries of Bonds as provided herein by the City Finance Officer.

Be It Further Resolved that each Bond shall be executed on behalf of the City by the manual or facsimile signatures of the City Finance Officer. The Bonds when executed and delivered shall contain a recital that they are issued pursuant to the Act. The Bond Trustee is hereby designated as authenticating agent pursuant to Minnesota Statutes, Section 475.55. If any officer who shall have signed any of the Bonds shall cease to be such officer of the City before the Bonds so signed shall have been actually authenticated by the Trustee or delivered by the City, such Bonds nevertheless may be authenticated, issued and delivered with the same force and effect as though the person who signed or sealed such Bonds had not ceased to be such officer of the City.

Be It Further Resolved that the Bond Indentures, the Loan Agreements and the Joint Powers Agreement heretofore or herewith provided to the Council are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form submitted to this meeting, and the City Finance Officer is hereby authorized and directed to execute, acknowledge and deliver such Bond Indentures, the Loan Agreements and the Joint Powers Agreement on behalf of the City with such changes, insertions and omissions therein as do not change the substance of the Bond Indentures, Loan Agreements or the Joint Powers Agreement and as may be approved by the City Finance Officer, such approval to be evidenced conclusively by the execution of such Bond Indentures, the Loan Agreements, and the Joint Powers Agreement.

Be It Further Resolved that the City hereby consents to the distribution by one or more of the Underwriters to potential purchasers of any series of the Bonds of a Preliminary Official Statement with respect to such series of Bonds in substantially the form of the Preliminary Official Statement with respect to such series of Bonds made available to the Council prior to this meeting if it is determined by the Underwriters and the Corporation to be necessary to distribute a Preliminary Official Statement with respect to such series of Bonds to potential purchasers of such series of Bonds, and consents to the

distribution by the Underwriters of the Official Statement with respect to each series of Bonds by the Underwriters to potential purchasers or purchasers of the Bonds of such series in substantially the form submitted to the Council at this meeting. The City has not and will not participate in the preparation of the Preliminary Official Statement or Official Statement with respect to any series of bonds and has made no independent investigation with respect to the information contained therein or in the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy or completeness of such information.

Be It Further Resolved that the Bond Purchase Agreements heretofore or herewith provided to the Council are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form made available prior to this meeting and, upon the determination of the terms of the a series or subseries of Bonds (within the limitations set forth herein) and the execution of such Bond Purchase Agreement with respect to the such series or subseries of Bonds by the Corporation and the applicable Underwriter, the City Finance Officer is hereby authorized and directed to execute such Bond Purchase Agreement with respect to such series or subseries of Bonds on behalf of the City, with such further changes, insertions or omissions therein as do not change the substance of the Bond Purchase Agreement and as may be approved by the City Finance Officer, such approval to be evidenced conclusively by execution of the Bond Purchase Agreement.

Be It Further Resolved that the Mayor, the City Clerk, the City Finance Officer and all other officers of the City are hereby authorized and directed to execute and deliver all other documents which may be required under the terms of the Bond Indentures, the Loan Agreements, the Joint Powers Agreement or the Bond Purchase Agreements, and to take such other action as may be required or appropriate for the performance of the duties imposed thereby or to carry out the purposes thereof.

Be It Further Resolved that in the absence or disability of the Mayor, the City Clerk, the City Finance Officer or any other officer of the City named in any instrument to be executed on behalf of the City in connection with the issuance of the Bonds, the acting Mayor, Assistant City Clerk, Acting Finance Officer or other officer may execute such instrument. The execution of any instrument by an officer of the City shall be conclusive evidence of its approval.

Be It Further Resolved that on any subsequent date, the City Finance Officer is authorized to execute and deliver any amendments or supplements to any of the Bond Indentures or Loan Agreements if, after review by and in consultation with the City Attorney and Bond Counsel, the City Finance Officer determines that the execution and delivery of such amendments or supplements is in the interest of the City.

Be It Further Resolved that the City Finance Officer is hereby designated for all purposes of the Loan Agreements, the Bond Indentures, the Joint Powers Agreement and the Bond Purchase Agreements as the City official authorized to execute on behalf of the City certificates, requests or consents as provided in the Loan Agreements, the Bond Indentures, the Joint Powers Agreement and the Bond Purchase Agreements.

Be It Further Resolved that the bonds are hereby designated "Program Bonds" and are determined to be within the "Health Care Program" and the "Program", all as defined in Resolution 88R-021 of the City adopted January 29, 1988, and as amended by Resolution 97R-402 of the City adopted December 12, 1997.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services and Ways & Means Committees, Goodman offered Resolution 2017R-136 accepting donation from MHA Labs of up to \$2,500 for Anna Peterson, STEP-UP Director, and Nina Robertson, Program Manager, to travel to Chicago to create STEP-UP workforce development curriculum at three workshops, culminating by Sept. 24, 2017.

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

**RESOLUTION 2017R-136
By Goodman and Quincy**

Accepting donation from MHA Labs of up to \$2,500 for Anna Peterson, STEP-UP Director, and Nina Robertson, Program Manager, to travel to Chicago to create STEP-UP workforce development curriculum at three workshops, culminating by Sept. 24, 2017.

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

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

Name of Donor – MHA Labs.

Gift – Up to \$2,500.

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

Whereas, all such donations have been contributed to assist the City in enhancing local workforce development efforts, as allowed by law; and

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

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

That the donations described above are accepted and shall be used for travel to Chicago to create STEP-UP workforce development curriculum.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

March 24, 2017

On behalf of the Community Development & Regulatory Services and Ways & Means Committees, Goodman offered Resolution 2017R-137 accepting a donation from Silicon North Stars of up to \$5,000 for Anna Peterson, STEP-UP Director, to travel to Silicon Valley, CA, from July 16-22, 2017, to support STEP-UP technology career-based field experiences.

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

**RESOLUTION 2017R-137
By Goodman and Quincy**

Accepting donation from Silicon North Stars of up to \$5,000 for Anna Peterson, STEP-UP Director, to travel to Silicon Valley, CA, from July 16-22, 2017, to support STEP-UP interns' technology career-based field experiences.

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

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

Name of Donor – Silicon North Star.
Gift – Up to \$5,000.

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

Whereas, all such donations have been contributed to assist the City in enhancing local workforce development efforts, as allowed by law; and

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

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

That the donations described above are accepted and shall be used for travel to Silicon Valley, CA to support STEP-UP interns' technology career-based field experiences.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0216

The Minneapolis City Council hereby:

1. Approves a waiver from the requirement for a request for proposals process for contract C-38978.

2. Authorizes an extension of contract C-38978 with River Services, Inc., through Dec. 31, 2020, for Upper Harbor Terminal interim property management, in substantial accordance with the term sheet.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0217

The Minneapolis City Council hereby:

1. Approves capital expenditures as an eligible use of Great Streets Business District Support Grant funds.
2. Passage of Resolution 2017R-138 delegating authority to the CPED Manager of Business Development to make up to \$50,000 of façade improvement matching grants and execute Funding Agreements with business and property owners in support and intervene Great Streets eligible areas not served by a community organization and the CPED Business Development Manager to sign related grant agreement forms.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

RESOLUTION 2017R-138

By Goodman

Delegating authority to make Façade Improvement Matching Grants and execute Funding Agreements and related grant agreement forms consistent with City Council approved requirements for such funds.

Whereas, the City Council is authorizing the granting of Façade Improvement Matching Grants to businesses and property owners in Great Streets support or intervene areas that do not have a community partner administering the program;

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

That pursuant to Minneapolis Code of Ordinances §17.60, authority is delegated by the City Council to the Director of the Department of Community Planning and Economic Development (CPED) or his designee, the Manager of Business Development for CPED to make and execute Funding Agreements in the form approved by the City Attorney's Office for the award of Façade Improvement Matching Fund

Grants consistent with the policies and procedures established, maintained and modified from time to time for the City's Façade Improvement Matching Fund Grants in Great Streets support or intervene areas that have not had a community partner administering such grants in an amount not to exceed \$7,500 for any one grant and not to exceed \$50,000 cumulatively for any one calendar year.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0218

The Minneapolis City Council hereby authorizes the following changes to contract C-41582 with the Greater Metropolitan Housing Corporation for lender/administrative services for City loan programs:

1. Increasing the maximum fee for home improvement loans that are not federally funded from \$1,500 to \$1,800.
2. Increasing the fee for down payment and closing cost assistance loans that are federally funded from \$1,200 to \$1,500.
3. Changing the fee for federally funded home improvement loans from a flat fee of \$4,200 to 18% with a minimum of \$1,000.
4. Reducing the amount of the fee allowed for each additional loan that is closed simultaneously with the first loan to \$350.
5. Reducing the fee that GMHC receives from the City by the amount of any compensation that GMHC receives from another source for a loan that is closed.
6. Extending the current GMHC contract with the City from July 1, 2017 through Dec. 31, 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0219

The Minneapolis City Council hereby authorizes a contract with Greater Metropolitan Housing Corporation to administer the City's home improvement loan program in the amount of \$800,000, for a duration through Dec. 31, 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0220

The Minneapolis City Council hereby adopts the Rental License Conditions and Stipulated Agreement negotiated between the City of Minneapolis and the licensee for the Rental Dwelling License held by Nazeen Khatoon for property at 19 Sidney Place, allowing the licensee to retain the Rental Dwelling License for said property subject to adherence with the conditions contained therein.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0221

The Minneapolis City Council hereby authorizes a Memorandum of Understanding between the Cedar Riverside Partnership and the City to support the Cedar Riverside Opportunity Center at 515 15th Ave S.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

On behalf of the Community Development & Regulatory Services and Public Safety, Civil Rights & Emergency Management Committees, Goodman offered Ordinance 2017-010 amending Title 7, Chapter 139 of the Minneapolis Code of Ordinances relating to Civil Rights: In General, relating to protected class status to Housing Choice Voucher (Section 8) recipients, exempting certain dwelling units from requirements of the amendments.

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

ORDINANCE 2017-010

By Glidden, Warsame, and Goodman

Intro & 1st Reading: 6/19/2015

Ref to: PSCREM

2nd Reading: 3/24/2017

Amending Title 7, Chapter 139 of the Minneapolis Code of Ordinances relating to Civil Rights: In General.

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

Section 1. That Section 139.10 of the above-entitled ordinance be amended to read as follows:

139.10. - Findings, declaration of policy and purpose, effective date.

(a) *Findings.* The council finds that discrimination in employment, labor union membership, housing accommodations, property rights, education, public accommodations and public services based on race,

color, creed, religion, ancestry, national origin, sex, including sexual harassment, sexual orientation, gender identity, disability, age, marital status, or status with regard to public assistance or familial status adversely affects the health, welfare, peace and safety of the community. Such discriminatory practices degrade individuals, foster intolerance and hate, and create and intensify unemployment, substandard housing, undereducation, ill health, lawlessness and poverty, thereby injuring the public welfare.

(b) *Declaration of policy and purpose.* It is the public policy of the City of Minneapolis and the purpose of this title:

(1) To recognize and declare that the opportunity to obtain employment, labor union membership, housing accommodations, property rights, education, public accommodations and public services without discrimination based on race, color, creed, religion, ancestry, national origin, sex, including sexual harassment, sexual orientation, gender identity, disability, age, marital status, or status with regard to public assistance or familial status is a civil right.

(2) To prevent and prohibit all discriminatory practices based on race, color, creed, religion, ancestry, national origin, sex, including sexual harassment, sexual orientation, gender identity, disability, age, marital status, or status with regard to public assistance with respect to employment, labor union membership, housing accommodations, property rights, education, public accommodations or public services.

(3) To prevent and prohibit all discriminatory practices based on familial status with respect access to real estate and services related to real estate.

(4) To protect all persons from discrimination and from unfounded charges of discriminatory practices.

(5) To eliminate existence and the development of any ghettos in the community.

(6) To effectuate the foregoing policy by means of public information and education, mediation and conciliation, and enforcement.

(c) *Effective date of 2006 amendments.* Each provision in this chapter that was amended in 2006 shall apply to any complaint or charge alleging conduct occurring on or after July 1, 2006, except when such a provision is superseded through a subsequent amendment. The ordinance as enacted prior to the 2006 amendments shall continue to apply to any complaint or charge alleging conduct arising before July 1, 2006.

(d) *Effective date of March 2017 amendments.* Each provision in this chapter that was amended in March 2017 shall apply to any complaint or charge alleging conduct occurring on or after May 1, 2018, except when such a provision is superseded through a subsequent amendment. The ordinance as enacted prior to the March 2017 amendments shall continue to apply to any complaint or charge alleging conduct arising before May 1, 2018, except when such a provision is superseded through a subsequent amendment.

Section 2. That Section 139.20 of the above-entitled ordinance be amended to read as follows:

139.20. - Definitions.

Age: Insofar as it refers to any act prohibited by section 139.40(a), (b), (c), or (d) shall be deemed to prohibit using a person's age as a basis for a decision if the person is over the age of majority, which shall be deemed to protect any individual over the age of twenty-five (25) years.

American Indian: For the purpose of meeting any goals required pursuant to section 139.50, "American Indian" shall mean any person who is an enrolled member of an Indian tribe, or who is a descendent in the first or second degree of any such member, or who is recognized as an Indian by the Secretary of the Interior.

Business: Any partnership, association, corporation, legal representative, trustee, trustee in bankruptcy, or receiver. Business does not include the city and its departments, agencies, independent boards and commissions, the state and its departments and agencies, or other political subdivisions of the state.

Commission: The Minneapolis Commission on Civil Rights.

Complainant: A person for or on whose behalf a complaint alleging unlawful discrimination has been filed or issued.

Contract: Any contract or agreement entered into by the city for the provision of goods, services, buildings, improvements and other public works or development property in excess of fifty thousand dollars (\$50,000.00).

Department: The Minneapolis Department of Civil Rights.

Development contract: Any contract or agreement entered into by the city pursuant to which the city or MCDA provides direct or indirect financial assistance in excess of fifty thousand dollars (\$50,000.00) to a developer or owner of real property to facilitate construction or rehabilitation.

Development contract shall not include:

- (1) Low income housing tax credits provided pursuant to 26 U.S.C., Section 42.
- (2) Taxable or tax-exempt financing issued for projects located outside of the City of Minneapolis.
- (3) Small business loan programs where public dollars are leveraged or supplemented with private dollars of a participating lender that originates, services and collects the public and private loan payments under an agreement with the city.
- (4) NRP funds used for the construction or rehabilitation of seven (7) or less residential units and the amount of the assistance is less than one hundred thousand dollars (\$100,000.00).
- (5) NRP funds used for the construction or rehabilitation of a commercial or industrial property where the amount of the assistance is less than one hundred thousand dollars (\$100,000.00).
- (6) Assistance to an organization that promotes affordable home ownership opportunities through the extensive use of volunteer labor and/or sweat equity components to rehabilitate or construct dwellings.

(7) Land sales for fair market value with no other assistance to the purchaser greater than fifty thousand dollars (\$50,000.00).

(8) Financial assistance used to rehabilitate or construct a single-family dwelling or duplex to be owned and occupied by the recipient of the financial assistance.

Director: The director of the department of civil rights.

Disability: Any condition or characteristic that causes a person to become a person with a disability. A person with a disability is any person who:

(1) Has a physical, sensory or mental impairment which materially limits one (1) or more major life activities; or

(2) Has a record of such an impairment; or

(3) Is perceived as having such an impairment.

Discriminate or discrimination: Includes any act, attempted act, policy or practice, which results in the unequal treatment, separation or segregation of or which otherwise adversely affects any person who is a member of a class protected by this title, and for purposes of discrimination based upon sex it includes sexual harassment.

Dwelling: As defined in Title 12, Chapter 244, Article I.

Dwelling unit: As defined in Title 12, Chapter 244, Article I.

Educational institution: A public or private institution located or operating in the City of Minneapolis which performs educational services and includes an academy, college, elementary or secondary school, extension course, kindergarten, nursery school system, and a business, nursing, professional, secretarial, technical or vocational school; and further includes any agent or employee of an educational institution.

Elderly person: A person who is at least fifty-five (55) years of age.

Employ: To use or be entitled to the use and benefit of the services of a person as an employee.

Employee: Includes all persons who seek to, apply to, or perform services for any employer for compensation, whether in the form of wages, salaries, commission or otherwise.

Employer: Includes any person within the City of Minneapolis who hires or employs any employee, and any person wherever situated who hires or employs any employee whose services are to be partially or wholly performed in the City of Minneapolis.

Employment: The state of being employed as an employee by an employer.

Employment agency: Any person located or operating in the City of Minneapolis, regularly undertaking, with or without compensation, to procure employees for an employer or to procure for employees opportunities to work for an employer.

Entity under review: A bidder, responder to a request for proposals, developer, owner or prospective contractor seeking to contract with the City or the Minneapolis Community Development Agency.

Familial status: The condition of one (1) or more minors residing with (1) their parent or parents or the minor's legal guardian or (2) the designee of the parent or parents or guardian with the written permission of the parent or parents or guardian. The protections afforded against discrimination on the basis of familial status apply to any person who is pregnant or is in the process of securing legal custody of an individual who has not attained the age of majority.

Gender identity: A person's actual or perceived self-image or identity as expressed through dress, appearance, behavior, speech or similar characteristics, whether or not traditionally associated with the person's physical anatomy, chromosomal sex, or sex at birth.

Hearing committee: A committee of three (3) commissioners, one (1) of whom is a lawyer, who have been designated by the chairperson of the commission to hear a complaint after a determination of probable cause and referral by the director.

Hire: To engage or contract for, or attempt to engage or contract for, the services of any person as an employee.

Housing Choice Vouchers or HCV: Tenant-based assistance under the United States Housing Act of 1937, 42 U.S.C. § 1437f(o) (also known as Section 8).

Housing for elderly persons: Housing:

(1) Provided under any federal, state or local program that the director determines is specifically designed and operated to assist elderly persons, as defined in the federal, state or local program;

(2) Intended for, and solely occupied by, persons sixty-two (62) years of age or older; or

(3) Intended and operated for occupancy by at least one (1) person fifty-five (55) years of age or older per unit, provided that:

a. There are significant facilities and services specifically designed to meet the physical or social needs of older persons, or if the provision of these facilities and services is not practicable, that the housing is necessary to provide important housing opportunities for older persons.

b. At least eighty (80) percent of the units are occupied by at least one (1) person fifty-five (55) years of age or older per unit.

c. There is publication of, and adherence to, policies and procedures that demonstrate an intent by the owner or manager to provide housing for persons fifty-five (55) years of age or older.

Housing does not fail to meet the requirements for "housing for elderly persons" by reason of persons residing in the housing as of the effective date of this subsection who do not meet the age requirements of this subsection if new occupants of the housing meet the age requirements of this subsection. In addition, housing does not fail to meet the requirements by reason of unoccupied units if unoccupied units are reserved for occupancy by persons who meet the age requirements of this subsection.

Labor organization: Includes any person, employee representation committee or plan in which employees participate, or any agent or employee thereof, which operates in the City of Minneapolis or whose members live or are employed in the City of Minneapolis, and which exists wholly or in part for the purpose of dealing with employers concerning grievances, labor disputes, wages, rates of pay, hours or other terms or conditions of employment and shall include any conference, general committee, joint or system board, or joint council.

Landlord: As defined in Minnesota Statutes, Section 504B.001.

Lawyer: A person duly authorized and licensed by the State of Minnesota or any other state to engage in the practice of law.

Mediation: A forum in which a neutral third party facilitates communication between parties to promote settlement. Mediation focuses more on finding solutions than on determining fault. The mediator does not impose a decision or his or her own views upon the parties but aids them in reaching a mutually acceptable agreement.

National origin: The place of birth of an individual or of any of his lineal ancestors.

Person: Includes one (1) or more individuals, labor organizations, partnerships, associations, corporations, legal representatives, mutual companies, joint stock companies, trusts, unincorporated organizations, trustees, trustees in bankruptcy, receivers, public bodies or public corporations, including but not limited to the City of Minneapolis or any department or unit thereof, any other legal or commercial entity, and any agent or employee of all the foregoing.

Professional organization: Includes, but is not limited to, any person, organization, association, collective, or group which requires for membership any educational, experiential, professional or other credentials and provides services associated with the occupation, trade or profession around which the professional organization was formed to promote and service.

Public accommodations: Includes all services or facilities, other than governmental, of any kind offered or located within the City of Minneapolis which are generally open or offered to the public or which generally solicit public patronage or usage, whether operated for profit or not.

Public Assistance Program: Federal, state or local assistance, including medical assistance, or tenant-based federal, state or local subsidies, including, but not limited to, rental assistance, rent supplements, and Housing Choice Vouchers.

Public services: Includes all activities, services or facilities offered to the public within the City of Minneapolis by any governmental agency or unit of government owned, operated or managed by any local, state or federal government, including, but not limited to, the Minneapolis Community Development Agency and Special School District No. 1.

Qualified person with a disability:

(1) With respect to employment, a person with a disability who, with reasonable accommodation, can perform the essential functions required of all applicants for the job in question.

(2) With respect to public services and programs, a person with a disability who, with reasonable accommodation, physical and program access, meets the essential eligibility criteria required of all applicants for the program or service in question.

For the purpose of this chapter, "disability" excludes any condition resulting from alcohol or drug abuse which prevents a person from performing the essential functions of the job in question or constitutes a direct threat to property or the safety of others.

If a respondent contends that the person is not a qualified person with a disability, the burden is on the respondent to prove that it was reasonable to conclude the person with a disability, with reasonable accommodation, could not have met the requirements of the job or that the selected person was demonstrably better able to perform the job.

Real estate broker; real estate salesperson: A real estate broker as defined by Minnesota Statutes, Section 82.17, Subdivision 4, and real estate salesperson as defined by Minnesota Statutes, Section 82.17, Subdivision 5.

Real property: Any right, title, interest in or to the possession, ownership, enjoyment of occupancy of any parcel of land in the City of Minneapolis, any building situated thereon, or any portion of such buildings.

Reasonable accommodation: Steps which must be taken to accommodate the known physical or mental limitations of a qualified person with a disability. "Reasonable accommodation" may include but is not limited to:

- (1) Facilities readily accessible to and usable by persons with disabilities;
- (2) Restructuring, part-time or modified work schedules, acquisition or modification of equipment or devices, and the provision of aides on a temporary or periodic basis;
- (3) Access to real property through modifications to the public portions of the real property that renders it accessible to persons with mobility impairments, or other modifications as required to accommodate persons with disabilities; and
- (4) A person, who is a person with a disability, to make reasonable modifications of existing premises occupied or to be occupied by the person with a disability if the modifications may be necessary to afford the person with a disability full enjoyment of the premises; provided however, that a landlord may, where it is reasonable to do so, condition permission for a modification on the renter agreeing to restore the interior of the premises to the condition that existed before the modification, excluding reasonable wear and tear.

This definition is not intended to limit the offering of reasonable accommodations only to persons meeting the definition of disability described herein. Employers are encouraged to make accommodations that in their judgment will enhance the work performance of all employees regardless of disability status.

Religious or denominational educational institutions: An educational institution located or operating in the City of Minneapolis which is operated, supervised, controlled or sustained primarily by a religious or

denominational organization, or is one (1) which is stated by the parent church body to be and is, in fact, officially related to that church through church representation on the board of the institution and through substantial church financial assistance to the institution, providing the institution has certified, in writing, to the commission that it is a religious or denominational educational institution; and further includes any agent or employee of such an institution.

Reprisal: A reprisal includes, but is not limited to, any form of intimidation, retaliation, or harassment. It is a reprisal for an employer to do any of the following with respect to a person because that person has engaged in the activities listed in subsection 139.40(l)(3) refuse to hire the person; depart from any customary employment practice; transfer or assign the person to a lesser position in terms of wages, hours, job classification, job security, or other employment status; or inform another employer that the person has engaged in the activities listed in subsection 139.40(l)(3).

Respondent: A person against whom a complaint alleging unlawful discrimination has been filed or issued.

Review committee: A committee of three (3) commissioners, one (1) of whom is a lawyer, who have been designated by the chair person of the commission to review an appeal by a complainant from a determination of no probable cause by the director.

Sex: The character of being male or female and encompasses, but is not limited to, pregnancy, childbirth, disabilities related to pregnancy or childbirth, and sexual harassment.

Sexual harassment: Includes unwelcome sexual advances, requests for sexual favors, sexually motivated physical contact or other verbal or physical conduct, or communication of a sexual nature when:

- (1) Submission to the conduct, or communication, is made a term or condition, either explicitly or implicitly, of obtaining the services of a labor organization, employment, the services of an employment agency, real estate, the services of a lending institution, public accommodations, public services, or the services of an educational institution, or;
- (2) Submission to or rejection of that conduct or communication is used as a factor in decisions affecting that individual in obtaining the services of a labor organization, employment, the services of an employment agency, real estate, the services of a lending institution, public accommodations, public services, or the services of an educational institution, or;
- (3) That conduct or communication has the purpose or effect of substantially interfering with an individual in regard to, or creating an intimidating, hostile or offensive environment in regard to the services of a labor organization, employment, the services of an employment agency, real estate, the services of a lending institution, public accommodations, public services, or the services of an educational institution.

Sexual orientation: Having or being perceived as having an emotional, physical, or sexual attachment to another person without regard to the sex of that person or having or being perceived as having an orientation for such attachment. Sexual orientation does not include a physical or sexual attachment to children by an adult.

Status with regard to a public assistance program: The condition of being a recipient of or participant in a public assistance program.

Status with regard to public assistance: The condition of being a recipient of federal, state or local assistance, including medical assistance, or of being a tenant receiving federal, state or local subsidies, including rental assistance, or rent supplements.

Undue hardship: With respect to section 139.40(e)(1) means a situation requiring significant difficulty or expense when considered in light of a number of factors to be determined on a case-by-case basis. These factors include, but are not limited to:

(1) The nature and net cost of complying with any requirement of a public assistance program, taking into consideration existing property management processes;

(2) The overall financial resources of the landlord, taking into consideration the overall size of the business with respect to the number of its employees, and the number, type, and location of its housing stock; and

(3) The impact of complying with any requirement of a public assistance program upon the business and dwelling.

Section 3. That Section 139.30 of the above-entitled ordinance be amended to read as follows:

139.30. - Exemptions.

(a) *Employment.* The provisions of section 139.40(a), (b) and (c) shall not apply to or prohibit:

(1) The employment of any individual by his or her parent, grandparent, spouse, domestic partner as defined in Chapter 142 of the Minneapolis Code of Ordinances, child or grandchild, or in the domestic service of any person.

(2) Any religious corporation, association or society with respect to the hiring or employment of individuals of a particular religion, when religion shall be a bona fide occupational qualification for employment.

(3) An employer, employment agency or labor organization from requiring or requesting a person to undergo a physical examination which may include a medical history for the purpose of determining the person's capability to perform available employment provided that all of the following are complied with:

a. An offer of employment has been made on condition that the person meets the physical or mental requirements of the job, except that a law enforcement agency filling a peace officer position or part-time peace officer position may require or request an applicant to undergo psychological evaluation before a job offer is made provided that the psychological evaluation is for those job-related abilities set forth by the Board of Peace Officer Standards and Training for psychological evaluations and is otherwise lawful.

b. The examination tests only for essential job-related abilities.

c. The examination, except for examinations required under Minnesota Statutes, Chapter 176 is required of all persons conditionally offered employment for the same position regardless of disability.

d. That the information obtained regarding the medical condition or history of the applicant is collected and maintained on separate forms and in separate medical files and is treated as a confidential medical record, except that supervisors and managers may be informed regarding necessary restrictions on the work or duties of the employee and necessary accommodations; first aid safety personnel may be informed, when appropriate, if the disability might require emergency treatment; government officials investigating compliance with this chapter must be provided relevant information on request; and information may be released for purposes mandated by local, state, or federal law; provided that the results of the examination are used only in accordance with this chapter.

(4) An employer, employment agency or labor organization, with the consent of the employee, after employment has commenced, from obtaining additional medical information for the purposes of assessing continuing ability to perform the job or employee health insurance eligibility; for purposes mandated by local, state, or federal law; or for purposes of assessing the need to reasonably accommodate an employee or other legitimate business reason not otherwise prohibited by law.

(5) An employer, employment agency or labor organization from administering preemployment tests, provided that the tests satisfy all of the following:

a. Measure only essential job-related abilities.

b. Are required of all applicants for the same position regardless of disability except for tests authorized under Minnesota Statutes, Chapter 176.

c. Accurately measure the applicant's aptitude, achievement level, or whatever factors they purport to measure rather than reflecting the applicant's impaired sensory, manual, or speaking skills, except when those skills are the factors that the tests purport to measure.

(6) An employer, employment agency or labor organization from limiting receipt of benefits payable under a fringe benefit plan for disabilities to that period of time which a licensed physician reasonably determines a person is unable to work.

(7) An employer, employment agency or labor organization from providing special safety considerations for pregnant women involved in tasks which are potentially hazardous to the health of the unborn child, as determined by medical criteria.

(b) Real estate and public assistance. The provisions of section 139.40(e) relating to tenant-based federal, state or local subsidies, including, but not limited to, rental assistance, rent supplements, and Housing Choice Vouchers, or any requirement of such a program, shall not apply to:

(1) Renting or leasing a room in an owner occupied single family dwelling.

(2) Renting or leasing a single family dwelling, a single dwelling unit, or a single dwelling unit of a condominium, townhouse, or housing cooperative, by the owner of the dwelling or dwelling unit, for no more than thirty-six (36) months, when such dwelling or dwelling unit is an owner occupied homestead at the start of the thirty-six (36) month period.

(3) Renting or leasing a dwelling with two dwelling units when a person who owns or has an ownership interest in the dwelling is residing in the other dwelling unit.

(4) Renting or leasing a single family dwelling, a single dwelling unit, or a single dwelling unit of a condominium, townhouse, or housing cooperative, by the owner of the dwelling or dwelling unit, while the owner is on active military duty and when such dwelling or dwelling unit is an owner occupied homestead at the start of the active military duty.

(c) Real estate. The provisions of section 139.40(e) do not prohibit an owner of a dwelling or dwelling unit from:

(1) Abiding by laws restricting the occupancy of a dwelling or dwelling unit to a maximum number of people.

(2) Screening any person who will occupy a dwelling unit based on rental or lease history as allowed by the public assistance program applicable to the rental or lease, or any other non-discriminatory criteria, including but not limited to, past conduct or the ability to pay their applicable portions of the rent or lease.

(3) Abiding by applicable laws, regulations, or this Code, and provisions of Minnesota Statutes, Chapter 504B.

Section 4. That Section 139.40 of the above-entitled ordinance be amended to read as follows:

139.40. - Acts of discrimination specified.

Without limitation, the following are declared to be unfair discriminatory acts:

(a) Discrimination by a labor organization. Except when based on a bona fide occupational qualification, for any labor organization, because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program:

(1) To deny full and equal membership rights to a person seeking membership or to a member

(2) To expel a member from membership

(3) To discriminate against a person seeking membership or a member with respect to his hiring, apprenticeship, tenure, compensation, terms, upgrading, conditions, facilities, or privileges of employment

(4) To fail to classify properly, or refer for employment or otherwise to discriminate against a person or member

(5) To fail to make reasonable accommodation to the known disability of a qualified person with a disability unless the labor organization can demonstrate that the accommodation would impose an undue hardship on it.

"Reasonable accommodation" means steps which must be taken to accommodate the known physical or mental limitations of a qualified person with a disability. "Reasonable accommodation" may include but is not limited to, nor does it necessarily require:

- (i) Making facilities readily accessible to and usable by persons with disabilities.
- (ii) Job restructuring, modified work schedules, acquisition or modification of equipment or devices, and the provision of aides on a temporary or periodic basis.

In determining whether an accommodation would impose an undue hardship on the operation of a labor organization, factors to be considered include:

- a. The overall size of the labor organization with respect to number of members and the number and type of facilities in which those members are employed.
- b. The type of operation, including the composition and structure of the work force.
- c. The nature and cost of the needed accommodation.
- d. The reasonable ability to finance the accommodation at each site of business.
- e. Documented good faith efforts to explore less restrictive or less expensive alternatives, including consultation with the person with a disability and with knowledgeable persons with disabilities or disability organizations.

(6) Except when based on a bona fide occupational qualification, it is an unfair employment practice for a labor organization, with respect to all employment related purposes, including receipt of benefits under fringe benefit programs, not to treat women affected by pregnancy, childbirth, or disabilities related to pregnancy or childbirth, the same as other persons who are not so affected but who are similar in their ability or inability to work, including a duty to make reasonable accommodations as provided by 139.40(a)(5).

(b) Discrimination in employment. Except when based on a bona fide occupational qualification, for an employer because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program:

(1) To fail or refuse to hire or to maintain a system of employment which unreasonably excludes a person seeking employment.

(2) To discharge an employee.

(3) To discriminate against a person or employee with respect to application, hiring, training, apprenticeship, tenure, promotion, upgrading, compensation, layoff, discharge, or any term or condition of employment.

(4) For an employer with fifteen (15) or more permanent full-time employees to fail to make reasonable accommodation to the known disability of a qualified person with a disability unless it can demonstrate that the accommodation would impose an undue hardship on it.

"Reasonable accommodation" means steps which must be taken to accommodate the known physical or mental limitations of a qualified person with a disability. "Reasonable accommodation" may include but is not limited to, nor does it necessarily require:

(i) Making facilities readily accessible to and usable by persons with disabilities.

(ii) Job restructuring, modified work schedules, acquisition or modification of equipment or devices, and the provision of aides on a temporary or periodic basis. A prospective employer need not pay for an accommodation for a job applicant if it is available from an alternative source without cost to the employer or applicant.

In determining whether an accommodation would impose an undue hardship on the operation of an employer, factors to be considered include:

a. The overall size of the employer with respect to number of employees or members and the number and type of facilities.

b. The type of operation, including the composition and structure of the work force.

c. The nature and cost of the needed accommodation.

d. The reasonable ability to finance the accommodation at each site of business.

e. Documented good faith efforts to explore less restrictive or less expensive alternatives, including consultation with the person with a disability and with knowledgeable persons with disabilities or disability organizations.

(5) Except when based on a bona fide occupational qualification, it is an unfair employment practice for an employer, with respect to all employment related purposes, including receipt of benefits under fringe benefit programs, not to treat women affected by pregnancy, childbirth, or disabilities related to pregnancy or childbirth, the same as other persons who are not so affected but who are similar in their ability or inability to work, including a duty to make reasonable accommodations as provided by 139.40(b)(4).

(c) Discrimination by an employment agency. Except when based on a bona fide occupational qualification, for an employment agency because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program:

(1) To refuse or fail to accept, register, classify properly, or refer for employment or otherwise to discriminate against a person.

(2) To comply with a request from an employer for referral of applicants for employment if the request indicates directly or indirectly that the employer fails to comply with the provisions of this title.

(3) To fail to make reasonable accommodation to the known disability of a qualified person with a disability unless it can demonstrate that the accommodation would impose an undue hardship on it.

"Reasonable accommodation" means steps which must be taken to accommodate the known physical or mental limitations of a qualified person with a disability.

"Reasonable accommodation" may include but is not limited to, nor does it necessarily require:

- (i) Making facilities readily accessible to and usable by persons with a disability.
- (ii) Job restructuring, modified work schedules, acquisition or modification of equipment or devices, and the provision of aides on a temporary or periodic basis.

In determining whether an accommodation would impose an undue hardship on the operation of an employment agency, factors to be considered include:

- a. The overall size of the agency with respect to number of persons referred for employment and the kind or type of employment to which persons are referred.
- b. The nature and cost of the needed accommodation.
- c. Documented good faith efforts to explore less restrictive or less expensive alternatives, including consultation with the person with a disability and with knowledgeable persons with disabilities or disability organizations.

(4) Except when based on a bona fide occupational qualification, it is an unfair employment practice for an employer, with respect to all employment related purposes, including receipt of benefits under fringe benefit programs, not to treat women affected by pregnancy, childbirth, or disabilities related to pregnancy or childbirth, the same as other persons who are not so affected but who are similar in their ability or inability to work, including a duty to make reasonable accommodations as provided by 139.40(c)(3).

(d) Discriminatory practices in furnishing employment information and employment advertising. Except when based on a bona fide occupational qualification, for an employer, employment agency, or labor organization, before a person is employed by an employer or admitted to membership in a labor organization:

(1) To require a person to furnish information that pertains to race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program, unless one (1) of the following apply:

- a. For the purpose of national security, information pertaining to national origin is required by the United States, this state, or a political subdivision or agency of the United States or this state.
- b. For the purpose of compliance with the Public Contracts Act or any rule, regulation or laws of the United States or of this state requiring information pertaining to race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program is required by the United States, this state, or a political subdivision or agency of the United States or this state.

(2) To cause to be printed or published a notice or advertisement that relates to employment or membership and discloses a preference, limitation, specification, or discrimination based on race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, or status with regard to a public assistance program.

(e) *Discrimination in real estate.* For an owner, lessee, sublessee, managing agent of, real estate broker, real estate salesperson or other person having the right to sell, rent or lease any property, or any agent or employee of any of these:

(1) To refuse to sell, rent or lease, to offer for sale, rental or lease, or otherwise deny or withhold any real property to or from any person or group of persons or to refuse to negotiate for the sale, rental or lease of any real property to any person or group of persons because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, ~~status with regard to public assistance or familial status~~ familial status, status with regard to a public assistance program, or any requirement of a public assistance program. It is an affirmative defense if the refusal, denial, or withholding is due to a requirement of a public assistance program and that requirement would impose an undue hardship. The department may promulgate rules or regulations establishing standards for undue hardship determinations.

(2) To represent that real property is not available for inspection, sale, rental or lease when in fact it is so available, or otherwise deny or withhold any real property or any facilities of real property to or from any person or group of persons because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, ~~status with regard to public assistance or familial status~~ familial status, status with regard to a public assistance program, or any requirement of a public assistance program.

(3) To discriminate against any person in the terms, conditions or privileges of the sale, rental or lease of real property or in the furnishing of facilities or services in connection therewith, including application processes and fees, because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, ~~status with regard to public assistance or familial status~~ familial status, status with regard to a public assistance program, or any requirement of a public assistance program.

(4) To fail or refuse to make reasonable accommodations in rules, policies, practices or services when necessary to afford a person with a disability an opportunity to use, enjoy or continue to use or enjoy a dwelling.

(5) To print, circulate or post, or cause to be printed, circulated or posted, any advertisement or sign, or use any form of application for the purchase, rental or lease of any real property, or make any record or inquiry verbal or written in connection with the prospective purchase, rental or lease of any real property, which expresses directly or indirectly, any limitation, specification or discrimination as to race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, ~~status with regard to public assistance or familial status~~ familial status, status with regard to a public assistance program, or any requirement of a public assistance program.

(6) To fail to design and construct covered multifamily dwellings available for first occupancy after March 13, 1991, so that:

- a. The dwellings have at least one (1) building entrance on an accessible route, unless it is impractical to do so because of terrain or unusual site characteristics; or
- b. With respect to dwellings with a building entrance on an accessible route:
 1. The public and common use portions are readily accessible to and usable by persons with disabilities.
 2. There is an accessible route into and through all dwellings and units.
 3. All doors designed to allow passage into, within and through these dwellings and individual units are wide enough for persons with disabilities in wheelchairs.
 4. Light switches, electrical switches, electrical outlets, thermostats, and other environmental controls are in accessible locations.
 5. Bathroom walls are reinforced to allow later installation of grab bars.
 6. Kitchens and bathrooms have space for a person in a wheelchair to maneuver.

For purposes of this subsection, the term "covered multifamily dwellings" means either buildings consisting of four (4) or more units if such buildings have one (1) or more elevators or ground floor units in other buildings consisting of four (4) or more units.

- (7) To fail to make reasonable accommodation to the known disability of a disabled person.
- (8) To provide services at different fee schedules between a person with a spouse and a person with registered domestic partner, or between a person with a spouse and children and a person with a registered domestic partner and children.
- (f) *Discriminatory representation by real estate brokers or real estate salespersons.* For any real estate broker or real estate salesperson, property owner, rental agent, property manager, caretaker or any agent or employee thereof, for the purpose of inducing a real property transaction from which a person, that person's firm, or any of its members may benefit financially, to represent that a change has occurred or will or may occur in the composition with respect to race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, status with regard to a public assistance program or familial status of the owners or occupants in the block, neighborhood or area in which the real property is located, and to represent, directly or indirectly, that this change will or may result in undesirable consequences in the block, neighborhood or area in which the real property is located, including but not limited to the lowering of property values, an increase in criminal or antisocial behavior, or a decline in the quality of schools or other public facilities.
- (g) *Discrimination by professional organizations.* Except when based on a bona fide occupational qualification, for any professional association, because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, age, marital status, status with regard to a public assistance program, or familial status:

- (1) To deny full and equal membership rights to a person seeking membership or to a member.

(2) To expel a member from membership.

(3) To discriminate against a person seeking membership or a member with respect to the terms and conditions of membership, services and privileges associated with membership, participation in all membership activities and benefits, or any other aspect of membership.

(4) To fail to properly classify a person seeking membership or a member with regard to the availability of membership services, cost of membership or otherwise discriminate against a person seeking membership or a member.

(5) To fail to make reasonable accommodation to the known disability of a qualified disabled person unless the professional organization can demonstrate that the accommodation would impose an undue hardship on it.

(6) To provide services at different fee schedules between a person with a spouse and a person with registered domestic partner, or between a person with a spouse and children and a person with a registered domestic partner and children.

(h) *Discrimination in lending.* For any person, bank, banking organization, mortgage company, insurance company, broker, underwriter or other financial institution or lender, or any agent or employee thereof, to whom application is made for financial assistance:

(1) To discriminate against any person or group of persons because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to public assistance or familial status 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 use any form of application for such financial assistance or make any verbal or written record or inquiry in connection with applications for such financial assistance which expresses, directly or indirectly, any preference, limitation, specification or discrimination as to race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to public assistance or familial status or any intent to make any such preference, limitation, specification or discrimination.

(3) To discriminate against any person or group of persons who desire to purchase, lease, acquire, construct, rehabilitate, repair or maintain real property in a specific urban area 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. All financial institutions shall post the following sign in a conspicuous place: "This institution abides by the federal, state and local laws prohibiting the denial of a mortgage or home improvement loan or the granting of a mortgage or home improvement loan on different terms, because of the conditions in the neighborhood in which the home is located. If you believe you have been discriminated against, call either of the following agencies for help: State Human Rights Department; City Civil Rights Department."

(i) *Discrimination in public accommodations.* For any person engaged in the provision of public accommodations:

(1) To fail or refuse to provide to any person access to the use of and benefit from the services, privileges, advantages, accommodations and facilities of such public accommodations because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to a public assistance program.

(2) To discriminate against any person with respect to the availability of such services and facilities, the price or other consideration therefor, the scope and quality thereof, or the terms and conditions under which the same are made available, including terms and conditions relating to credit, payment, warranties, delivery, installation and repair because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to a public assistance program.

(3) To provide services at different fee schedules between a person with a spouse and a person with registered domestic partner, or between a person with a spouse and children and a person with a registered domestic partner and children because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to a public assistance program.

(4) To not make reasonable accommodation to the known physical, sensory, or mental disability of a person with a disability in a place of public accommodation. In determining whether an accommodation is reasonable, the factors to be considered may include:

- a. The frequency and predictability with which members of the public will be served by the accommodation at that location.
- b. The size of the business or organization at that location with respect to physical size, annual gross revenues, and the number of employees.
- c. The extent to which persons with disabilities will be further served from the accommodation.
- d. The type of operation.
- e. The nature and amount of both direct costs and legitimate indirect costs of making the accommodation and the reasonableness for that location to finance the accommodation.
- f. The extent to which any persons may be adversely affected by the accommodation.

(5) To subject a person or class of persons on the basis of a disability of that person or class of persons, directly or through contractual, licensing, or other arrangements, to a denial of the opportunity of the person or class of persons to participate in or benefit from the goods, services, facilities, privileges, advantages, or accommodations of an entity.

(6) To afford a person or class of persons, on the basis of the disability of that individual or class of persons, directly or through contractual, licensing, or other arrangements, with the opportunity to participate in or benefit from the goods, services, facilities, privileges, advantages, or accommodations that are not equal to those afforded to other persons.

(7) To provide a person or class of persons, on the basis of a disability of that person or class of persons, directly or through contractual, licensing, or other arrangements, with goods, services, facilities, privileges, advantages, or accommodations that are different or separate from those provided to other individuals, unless the action is necessary to provide the individual or class of individuals with goods, services, facilities, privileges, advantages, or accommodations, or other opportunities that are as effective as those provided to others.

(8) To not afford goods, services, facilities, privileges, advantages, and accommodations to a person with a disability in the most integrated setting appropriate to the needs of the person with a disability.

(9) Notwithstanding the existence of separate or different programs or activities provided in accordance with subdivision 139.40(i)(5), to deny a person with a disability the opportunity to participate in the programs or activities that are not separate or different.

(10) To, directly or through contractual or other arrangements, use standards or criteria and methods of administration that either:

a. Have the effect of discriminating on the basis of disability.

b. Perpetuate on the basis of disability the discrimination of others who are subject to common administrative control.

(11) To impose or apply eligibility criteria that screen out or tend to screen out a person with a disability or any class of persons with disabilities from fully and equally enjoying any goods, services, facilities, privileges, advantages, or accommodations, unless the criteria can be shown to be necessary for the provision of the goods, services, facilities, privileges, advantages, or accommodations.

(12) To fail to make reasonable modifications in policies, practices, or procedures when the modifications are necessary to afford the goods, services, facilities, privileges, advantages, or accommodations to persons with disabilities, unless the entity can demonstrate that making the modifications would fundamentally alter the nature of the goods, services, facilities, privileges, advantages, or accommodations.

(13) To fail to take all necessary steps to ensure that no person with a disability is excluded, denied services, segregated, or otherwise treated differently than other persons because of the absence of auxiliary aids and services, unless the entity can demonstrate that taking the steps would fundamentally alter the nature of the goods, services, facilities, privileges, advantages, or accommodations being offered and would result in an undue burden;

(14) To fail to remove architectural barriers, and communication barriers that are structural in nature, in existing facilities, and transportation barriers in existing vehicles used by an establishment for transporting individuals, not including barriers that can only be removed through the retrofitting of vehicles by the installation of hydraulic or other lifts, if the removal is readily achievable.

(15) If an entity can demonstrate that the removal of a barrier under subdivision 139.40(i)(12) is not readily achievable or cannot be considered a reasonable accommodation, to fail to make the goods, services, facilities, privileges, advantages, or accommodations available through alternative means if the means are readily achievable.

(16) To deny any person with a disability the full and equal enjoyment of specified public transportation services provided by a private entity that is primarily engaged in the business of transporting people and whose operations affect commerce by any of the following:

a. The imposition or application of eligibility criteria that screen out, or tend to screen out, an individual with a disability or a class of individuals with disabilities from fully enjoying the specified public transportation services provided by the entity, unless the criteria can be shown to be necessary for the provision of the services being offered.

b. The failure to make reasonable modifications, provide auxiliary aids and services, and remove barriers, consistent with subdivision 139.40(i)(9) through 139.40(i)(13).

c. The purchase or lease of a new vehicle, other than an automobile or van with a seating capacity of fewer than eight (8) passengers, including the driver, or an over-the-road bus, that is to be used to provide specified public transportation that is not readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs, except that a new vehicle need not be readily accessible to and usable by individuals with disabilities if the vehicle is to be used solely in a demand responsive system and if the private entity can demonstrate that the system, when viewed in its entirety, provides a level of services to individuals with disabilities equivalent to the level of service provided to the general public.

d. The purchase or lease a new railroad passenger car that is to be used to provide specified public transportation if the car is not readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs, or to manufacture railroad passenger cars or purchase used cars that have been remanufactured so as to extend their usable life by ten (10) years or more, unless the remanufactured car, to the maximum extent feasible, is made readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs, except that compliance with this clause is not required to the extent that compliance would significantly alter the historic or antiquated character of historic or antiquated railroad passenger cars or rail stations served exclusively by those cars.

e. The purchase or lease a new, used, or remanufactured vehicle with a seating capacity in excess of sixteen (16) passengers, including the driver, for use on a fixed route public transportation system, that is not readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs. If a private entity that operates a fixed route public transportation system purchases or leases a new, used, or remanufactured vehicle with a seating capacity of sixteen (16) passengers or fewer, including the driver, for use on the system which is not readily accessible to and usable by individuals with disabilities, it is an unfair discriminatory practice for the entity to fail to operate the system so that, when viewed in its entirety, the system ensures a level of service to individuals with disabilities, including individuals who use wheelchairs, equivalent to the level of service provided to individuals without disabilities.

f. Failing to operate a demand responsive system so that, when viewed in its entirety, the system ensures a level of service to individuals with disabilities, including individuals who use wheelchairs, equivalent to the level of service provided to individuals without disabilities. It is an unfair discriminatory practice for the entity to purchase or lease for use on a demand responsive system a new, used, or remanufactured vehicle with a seating capacity in excess of sixteen (16) passengers, including the driver, that is not readily accessible to and usable by individuals with disabilities, including individuals who use

wheelchairs, unless the entity can demonstrate that the system, when viewed in its entirety, provides a level of service to individuals with disabilities equivalent to that provided to individuals without disabilities.

(17) To construct a new facility or station to be used in the provision of public transportation services, unless the facilities or stations are readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs.

(18) To fail to make alterations necessary in order, to the maximum extent feasible, to make the altered portions of facilities or stations currently used for the provision of public transportation services readily accessible to and usable by individuals with disabilities, including individuals who use wheelchairs. If the private entity is undertaking an alteration that affects or could affect the usability of or access to an area of the facility containing a primary function, the entity shall make the alterations so that, to the maximum extent feasible, the path of travel to the altered area, and the bathrooms, drinking fountains, and telephones serving the altered area, are readily accessible to and usable by individuals with disabilities if the alterations to the path of travel or to the functions mentioned are not disproportionate to the overall alterations in terms of cost and scope. The entity raising this defense has the burden of proof, and the department shall review these cases on a case-by-case basis.

For purposes of subsections 139.40(i)(5), 139.40(i)(6), and 139.40(i)(7), "person" or "class of persons" means clients or customers of the covered public accommodation that enter into the contractual, licensing, or other arrangement.

State or local building codes control where applicable. Violations of state or local building codes are not violations of this chapter and must be enforced under normal building code procedures.

Nothing in this subsection requires an entity to permit a person with a disability to participate in and benefit from the goods, services, facilities, privileges, advantages, and accommodations of the entity if the person with a disability poses a direct threat to the health or safety of others. "Direct threat" means a significant risk to the health or safety of others that can not be eliminated by a modification of policies, practices, or procedures or by the provision of auxiliary aids or services.

(j) *Discrimination in public services.* For any person engaged in the provision of public services, because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to a public assistance program:

(1) To discriminate against any person, in the access to, admission to, full use of or benefit from any public service.

(2) To provide public services at different fee schedules between a person with a spouse and a person with a registered domestic partner, or between a person with a spouse and children and a person with a registered domestic partner and children.

(k) *Discrimination in educational institutions.* For any educational institution, because of race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, disability, marital status, or status with regard to a public assistance program:

(1) To discriminate against any person in the full use of or benefit from such institution, or the services rendered thereby to any persons because of protected class status or to fail to ensure physical or program access for disabled persons. For purposes of this paragraph, program access includes but is not limited to providing taped texts, interpreters or other methods of making orally delivered materials available, readers in libraries, adapted classroom equipment, and similar auxiliary aids or services. Program access does not include providing attendants, individually prescribed devices, readers for personal use or study, or other devices or services of a personal nature.

(2) To exclude, expel or otherwise discriminate against a person seeking admission as a student, or a person enrolled as a student.

(3) To make or use a written or oral inquiry, or form of application for admission that elicits or attempts to elicit information, or to make or keep a record concerning the protected class status of an applicant, except when maintained as applicant flow data in a file that is not accessible to persons making admission decisions.

(4) To fail to make reasonable accommodations to the known disability of a qualified person with a disability unless it can demonstrate that the accommodation would impose an undue hardship on it. In determining whether an accommodation would impose an undue hardship on the operation of an educational institution, factors to be considered include:

a. The overall size of the educational institution with respect to number of students and the number and type of facilities.

b. The nature and cost of the needed accommodation.

c. The reasonable ability of the educational institution to finance the accommodation.

d. Documented good faith efforts to explore less restrictive or less expensive alternatives, including consultation with the person with a disability or with knowledgeable persons with disabilities or disability organizations.

(l) *Discrimination in business.* It is an unfair discriminatory practice for a person engaged in a trade or business or in the provision of a service:

(1) To refuse to do business with or provide a service to a woman based on her use of her current or former surname.

(2) To impose, as a condition of doing business with or providing a service to a woman, that a woman use her current surname rather than a former surname.

(3) To intentionally refuse to do business with, to refuse to contract with, or to discriminate in the basic terms, conditions, or performance of the contract because of a person's race, national origin, color, sex, sexual orientation, gender identity, or disability, unless the alleged refusal or discrimination is because of a legitimate business purpose.

Nothing in this subsection shall prohibit positive action plans.

(m) *Aiding, abetting or facilitating discrimination; reprisals related to discrimination; coercion related to housing.* For any person:

(1) To conceal or attempt to conceal any discriminatory act forbidden by this title or to aid, abet, compel, coerce, incite or induce, or attempt to induce, another person to discriminate.

(2) To use any trick, artifice, advertisement, sign, form of application, record on inquiry or any device whatsoever to bring about or facilitate discrimination.

(3) To engage in any reprisal, economic or otherwise, because another person opposed a discriminatory act forbidden under this title, has filed a charge, testified, assisted or participated in any manner in an investigation, proceeding or hearing under this title, or has associated with a person or group of persons of a different race, color, creed, religion, ancestry, national origin, sex, sexual orientation, gender identity, status with regard to disability, age, marital status, status with regard to a public assistance program or familial status.

(4) To coerce, intimidate, threaten, or interfere with any person in the exercise of or enjoyment of, or on account of his or her having exercised or enjoyed, or on account of his or her having aided or encouraged any other person in the exercise or enjoyment of any right with regard to real estate granted or protected by subdivisions (e), (f) or (h) of this section.

Nothing in this subsection shall prohibit positive action plans.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The ordinance was adopted.

COUNCIL ACTION 2017A-0222

The Minneapolis City Council hereby:

1. Directs staff from the Departments of Community Planning & Economic Development and Regulatory Services to work with Minneapolis Public Housing Authority (MPHA) staff to develop a landlord incentive fund designed to eliminate barriers to acceptance of Section 8 Housing Choice Vouchers. The incentive fund may include the following eligible expenses: payment for repairs for tenant caused damages in excess of the tenant security deposit; reimbursement to property owners for vacancy losses due to prorated rent payments; and provide a one-time incentive fee for first time property owner participation.

2. Directs staff to work with MPHA to develop program criteria and the terms of a Memorandum of Understanding between the City and MPHA to create and implement an incentive fund consistent with the proposal.

3. Directs staff to report back to the Community Development & Regulatory Services Committee by Sept. 1, 2017, with the details of the program and associated financial impact.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0223

The Minneapolis City Council hereby:

1. Directs staff in the Housing Policy and Development Division of the Department of Community Planning & Economic Development (CPED) to recommend changes to the Unified Housing Policy and develop processes and procedures for monitoring compliance with Section 8 Housing Choice Voucher (HCV) acceptance requirements.
2. Directs staff to propose an amendment to the City's Unified Housing Policy to expressly state that City-assisted housing projects are required to accept Section 8 HCVs and comply with affirmative marketing requirements.
3. Directs staff to develop processes and procedures for monitoring existing and future City-assisted housing project compliance with the requirement to accept Section 8 HCVs and affirmatively market housing opportunities.
4. Directs staff to report back to the Community Development & Regulatory Services Committee by June 1, 2017, with proposed amendment to the Unified Housing Policy and details of the monitoring process and procedure.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0224

The Minneapolis City Council hereby:

1. Directs staff from Regulatory Services and the Department of Community Planning & Economic Development (CPED)-Housing Division to report to the Community Development & Regulatory Services Committee on updates and implementation of the "Analysis of Potential Inspections Coordination between Minneapolis Public Housing Authority (MPHA) and the Department of Regulatory Services Report", Development of Landlord Incentive Fund, and Amendment to the City's Unified Housing Policy and development of process and procedure to ensure compliance with requirements in connection with City-assisted rental housing projects.
2. Requests staff from Minneapolis Public Housing Authority (MPHA) to attend a meeting of the Community Development & Regulatory Services Committee no later than the last committee meeting of 2017 to provide an update on efforts to implement the recommendations of the "Enhancements and Best Practices Designed to Expand Resident Choice and Mobility in Minneapolis" report and the "Analysis of Potential Inspections Coordination between MPHA and the Department of Regulatory Services" report.

3. Directing staff from Civil Rights and CPED-Housing, to report to the City Council with an evaluation and update of the enforcement, utilization, and impacts on the housing market, respectively, of the Section 8 housing choice voucher anti-discrimination ordinance one year after the implementation date of May 1, 2018, or no later than Aug. 31, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Resolution 2017R-139 supporting Earth Hour 2017 on Saturday, March 25, 8:30 p.m. to 9:30 p.m., and Audubon's Lights Out campaign which encourages building owners to turn off their lights during spring and fall bird migration.

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

RESOLUTION 2017R-139

By Gordon

Supporting Earth Hour 2017 on Saturday, March 25, 8:30 p.m. to 9:30 p.m., and Audubon's Lights Out campaign which encourages building owners to turn off their lights during spring and fall bird migration.

Whereas, our Minneapolis community is deeply concerned about the impacts of climate change and the future health and well-being of our planet and believes energy efficiency and natural resource conservation are important elements to combat climate change; and

Whereas, Earth Hour is both an international and local symbolic event organized by the World Wildlife Fund to raise awareness about climate change issues, to encourage businesses, individuals, and government to take actions to reduce their carbon emissions and their impact on the environment in their daily lives and operations; and

Whereas, cities from around the world, including Minneapolis since 2008, have participated; and

Whereas, Earth Hour invites individuals, businesses, governments, and communities to turn off all non-essential lighting for one hour on Saturday, March 25, 2017, at 8:30 p.m. to show their support for environmentally sustainable action; and

Whereas, the Minneapolis Climate Action Plan, adopted in June of 2013, provides a roadmap for reducing citywide greenhouse gas emissions; and

Whereas, Minneapolis' Clean Energy Partnership, which has received national recognition for addressing climate change, is a first-of-its-kind City-utility partnership that sets an example nationwide for reducing energy usage in buildings; and

Whereas, in Minneapolis almost 40% of greenhouse gas emissions comes from electricity; and

Whereas, those Minneapolis buildings participating in Audubon Minnesota's "Lights Out" campaign are to be commended for turning off lights during spring and fall bird migration in order to reduce the risk of birds hitting buildings which also has a secondary positive effect by saving energy and reducing greenhouse gas emissions;

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

That on March 25, 2017, from 8:30 p.m. to 9:30 p.m., the City will participate in Earth Hour by turning off all uses of electricity in municipal buildings not required for life, safety, or operations and will turn off the decorative lighting on the Stone Arch Bridge for the entire night as a symbol of the City's commitment to being part of the solution to climate change.

Be It Further Resolved that residents of Minneapolis are encouraged to participate in Earth Hour and reduce their energy usage during every hour of the year.

Be It Further Resolved that we encourage all Minneapolis businesses to participate in Earth Hour and thank the businesses that participate in Earth Hour and the Audubon's Lights Out campaign for their leadership and participation.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0225

The Minneapolis City Council hereby authorizes contracts with the following agencies to provide designated services for victims of domestic violence for the period of April 1, 2017, through Dec. 31, 2017, with the option to extend the contracts, on an annual basis, for up to two (2) additional years contingent upon funding and performance:

1. Comunidades Latinas Unidas en Servicio (CLUES) - \$50,000.
2. Domestic Abuse Project - \$50,000.
3. The Bridge for Youth - \$50,000.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0226

The Minneapolis City Council hereby authorizes contracts with the following agencies to provide designated services for victims of sex trafficking and commercial sexual exploitation for the period of April 1, 2017, through Dec. 31, 2017, with the option to extend the contracts, on an annual basis, for up to two (2) additional years contingent upon funding and performance:

1. The Family Partnership - \$25,000.
2. The Link - \$25,000.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0227

The Minneapolis City Council hereby authorizes a five (5) year affiliation agreement with the University of Minnesota Medical School's Academic General Pediatrics Fellowship Program to provide educational experiences for medical residents/fellows in the School Based Clinic Program.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0228

The Minneapolis City Council hereby authorizes the submittal of a grant application to the Merck Foundation for an amount not to exceed \$1,500,000 over five years to reduce the impact of diabetes in vulnerable and underserved populations.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

COUNCIL ACTION 2017A-0229

The Minneapolis City Council hereby:

1. Approves acceptance of the Minnesota Board of Firefighter Training and Education (MBFTE) Conferences, Seminars, Workshops, Symposiums and Speakers Reimbursement Grant in the amount of \$5,000.
2. Passage of Resolution 2017R-140 approving appropriation to the Fire Department.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

RESOLUTION 2017R-140

By Yang and Quincy

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Fire Department in the Grants-Other Fund (01600-2800700) by \$5,000, and increasing the revenue source (01600-2800700-321520) by by \$5,000.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0230

The Minneapolis City Council hereby:

1. Approves acceptance of Minnesota Board of Firefighter Training and Education (MBFTE) Training Academy Reimbursement in the amount of \$16,440.
2. Passage of Resolution 2017R-141 approving appropriation to the Fire Department.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

RESOLUTION 2017R-141
By Yang and Quincy

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Fire Department in the Grants-Other Fund (01600-2800700) by \$16,440, and increasing the revenue source (01600-2800700-321513) by \$16,440.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0231

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-41356 with the MN Timberwolves to increase the number of hours to approximately six (6) hours per event for bomb detection security services at Target Center with two (2) Bomb Unit technicians and one (1) Police Officer K-9 handler.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0232

The Minneapolis City Council hereby authorizes an application to the MN Department of Commerce for the Auto Theft Prevention program grant for \$461,147 for a two-year period from July 1, 2017 - June 30, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0233

The Minneapolis City Council hereby authorizes a contract for up to \$80,000 with the University of Minnesota for the City of Minneapolis Police Department (MPD) to provide a minimum of two (2) Bomb Unit technicians and a minimum of two (2) Police Officer K-9 handlers, for bomb detection security services at TCF Stadium for approximately twenty five (25) football, soccer, and homecoming events during 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0234

The Minneapolis City Council hereby authorizes a revenue agreement for up to \$370,000 with SMG for the City of Minneapolis Police Department (MPD) to provide law enforcement services in the neighborhoods adjacent to US Bank Stadium during an estimated twenty five (25) large scale events from April 1, 2017 – March 31, 2018.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0235

The Minneapolis City Council hereby authorizes a revenue agreement with SMG for \$260,000 for the City of Minneapolis Police Department (MPD) to provide up to twelve (12) SWAT officers for extra security and a tactical response at US Bank Stadium's large scale events from April 1, 2017-March 31, 2018.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0236

The Minneapolis City Council hereby authorizes a revenue agreement for up to \$26,000 with Twins Ballpark, LLC for the City of Minneapolis Police department to provide two (2) Bomb Unit technicians and one (1) Police Officer K-9 handler, for bomb detection security services at Target Field for up to thirty (30) large scale events during 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0237

The Minneapolis City Council hereby:

1. Authorizes a revenue agreement with the Downtown Improvement District (DID) for the Minneapolis Police Department (MPD) to receive approximately \$115,000 in buy-back funds for increased policing in downtown Minneapolis where crime mapping and safety perception has indicated a need for extra police presence from April 3, 2017 – Nov. 28, 2017.
2. Passage of Resolution 2017R-142 increasing the revenue appropriation for the Police Department Special Revenue Fund related expenses.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

RESOLUTION 2017R-142

By Yang and Quincy

Amending The 2017 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 Special Revenue Fund 01210 400500 345501 by \$115,000 and increase related expenses.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0238

The Minneapolis City Council hereby authorizes a revenue agreement for \$490,000 with SMG for the City of Minneapolis to provide up to eight (8) MPD Bomb Unit technicians and up to eight (8) Minneapolis Police Officer K-9 handlers for bomb detection security services, and two (2) dispatchers from Minneapolis 911 for public safety dispatching of law enforcement personnel within and immediately outside US Bank Stadium for up to twenty five (25) large scale events.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0239

The Minneapolis City Council hereby authorizes an increase to Contract No. C-39517 with Hennepin Technical College (HTC) in an amount not-to-exceed \$170,385 for Cadet/Recruit Training Services to be conducted in the Spring of 2017 for up to 32 pre-selected Police Cadet/Recruit candidates.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0240

The Minneapolis City Council hereby:

1. Accepts pass-through and reimbursement dollars from Urban Scholars partner organizations (Minneapolis Public Schools, The Minneapolis Parks and Recreation Board, the State of Minnesota, Hennepin County, Greater Twin Cities United Way, Minnesota Fourth Judicial District, and Minneapolis Airports Commission) to cover professional services for Urban Scholars programming and wages for the period of May 22, 2017 – Aug. 11, 2017, for up to \$183,500.
2. Passage of Resolution 2017R-143 approving appropriation to the Department of Civil Rights.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

RESOLUTION 2017R-143

By Yang and Quincy

Amending The 2017 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Civil Rights Department in the Grants-Other Fund (01600-3000500) by \$183,500, and increasing revenue estimate (01600-3000500-372001) by \$183,500.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

The TAXES Committee submitted the following reports:

On behalf of the Taxes Committee, Glidden offered Resolution 2017R-144 establishing the 2017 Minneapolis Board of Appeal and Equalization.

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

RESOLUTION 2017R-144

By Warsame

Establishing the 2017 Minneapolis Board of Appeal and Equalization.

Whereas, pursuant to Minneapolis City Charter § 4.1(c)(2), the City Council is authorized to establish a special board of review and to delegate to this special board of review the powers and duties of the local board of appeal and equalization, as provided under Minnesota Statutes 1975, Section 274.01, subdivision 2; and

Whereas, the City Council, pursuant to said law, hereby desires to establish the said special board of review to have the powers and to perform the duties of the local board of appeal and equalization;

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

That the 2017 Minneapolis Board of Appeal and Equalization is hereby established, as follows:

1. Three (3) or more persons appointed by the City Council and approved by the Mayor shall constitute a special board of review, pursuant to Minneapolis Code of Ordinances, Chapter 32, which shall have and exercise the powers and duties prescribed by law for the local Board of Appeal and Equalization. At least one member so appointed shall be an appraiser, a realtor, or an individual familiar with property valuations in the city. At least one member so appointed shall be a freeholder of the City of Minneapolis. Individuals so appointed to the Board of Appeal and Equalization shall be paid a sum of Seventy-Five Dollars (\$75.00) for each half-day actually serving as a member of the Board.
2. The City Clerk shall convene and administer the oath of office to the Board on or after April 12, 2017, after which the Board shall proceed to conduct hearings on appeals to the classification and/or market value assessment of properties within the City of Minneapolis, pursuant to Minnesota Statutes 1975, Section 274.01, subdivision 1. After completing its hearings, the Board shall fix the assessment to each property considered and submit the assessment rolls to the City Clerk.
3. The City Clerk shall submit to the City Council the assessment rolls of the City together with the actions of the Board of Appeal and Equalization on all hearings conducted and its recommendations to increase, sustain, or decrease the market valuations of such properties subject to appeal, and the City Council shall confirm the same or return the same to the Board of Appeal and Equalization for further revisions to be again reported to the City Council.

4. After the City Council has confirmed the City's assessment rolls, the Board of Appeal and Equalization shall have been deemed to have completed its function and shall adjourn.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0241

The Minneapolis City Council hereby approves the following appointments to the City's 2017 Board of Appeal and Equalization:

1. Tad Marinac – Appraiser (member since 2008)
2. Sandy Loescher – Realtor (member since 2006)
3. Earl Netwal – Freeholder (member since 2006)

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-145 ordering the work to proceed and adopting the special assessments for the 7th St S (from 13th Ave S to 11th Ave S) and 13th Ave S (from 8th St S to 5th St S) Street Resurfacing Project No. 9964C.

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

RESOLUTION 2017R-145

By Reich and Quincy

Ordering the work to proceed and adopting the special assessments for the 7th St S and 13th Ave S Street Resurfacing Project No. 9964C.

Whereas, a public hearing was held on March 14, 2017, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2017R-053, passed Jan. 27, 2017, to consider the proposed special assessments as on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2017R-053, passed Jan. 27, 2017.

Be It Further Resolved that the proposed special assessments in the total amount of \$110,105.70 for the 7th St S (from 13th Ave S to 11th Ave S) and 13th Ave S (from 8th St S to 5th St S) Street Resurfacing Project No. 9964C (Levy 01027, CPV1756), as on file in the City Engineer's Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.9%, with collection of the special assessments to begin on the 2018 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.8%, with collection of the special assessments to begin on the 2018 real estate tax statements.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-146 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$110,106 for the purpose of paying the assessed cost of street improvements in the 7th St S (from 13th Ave S to 11th Ave S) and 13th Ave S (from 8th St S to 5th St S) Street Resurfacing Project No. 9964C.

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

RESOLUTION 2017R-146

By Reich and Quincy

Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$110,106 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 7th St S (from 13th Ave S to 11th Ave S) and 13th Ave S (from 8th St S to 5th St S) Street Resurfacing Project No. 9964C (Levy 01027, CPV1756) to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-147 ordering the work to proceed and adopting the special assessments for the 38th St E (from Minnehaha Ave to W River Pkwy S) Street Resurfacing Project No. 9964B.

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

RESOLUTION 2017R-147

By Reich and Quincy

Ordering the work to proceed and adopting the special assessments for the 38th St E Street Resurfacing Project No. 9964B.

Whereas, a public hearing was held on March 14, 2017, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2017R-053, passed Jan. 27, 2017, to consider the proposed special assessments as on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2017R-053, passed Jan. 27, 2017.

Be It Further Resolved that the proposed special assessments in the total amount of \$144,794.32 for the 38th St E (from Minnehaha Ave to W River Pkwy S) Street Resurfacing Project No. 9964B (Levy 01027, CPV1756), as on file in the City Engineer's Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.9%, with collection of the special assessments to begin on the 2018 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.8%, with collection of the special assessments to begin on the 2018 real estate tax statements.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

March 24, 2017

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2017R-148 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$144,795 for the purpose of paying the assessed cost of street improvements in the 38th St E (from Minnehaha Ave to W River Pkwy S) Street Resurfacing Project No. 9964B.

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

RESOLUTION 2017R-148

By Reich and Quincy

Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$144,795 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 38th St E (from Minnehaha Ave to W River Pkwy S) Street Resurfacing Project No. 9964B (Levy 01027, CPV1756), to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0242

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-39564 with Minneapolis Refuse, Inc. (MRI) for Automated Vehicle Locator (AVL) technology in their collection vehicles, including modification to the General Conditions for Contracts over \$100,000 as applied to this contract.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0243

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-36734 with Mark Friederichs, increasing the contract by \$25,000, for a revised contract total of \$75,000, for Impound Lot auctioneer services until a new contractor is selected.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0244

The Minneapolis City Council hereby authorizes a Cooperative Agreement with Hennepin County Regional Railroad Authority in an amount not to exceed \$559,000 for water, traffic, and lighting related to the Portland Ave S (County State Aid Highway 35) and Cedar Ave S (County State Aid Highway 152) Bridge Projects over the Midtown Greenway in 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0245

The Minneapolis City Council hereby:

1. Approves the layout for the 34th Ave S (Municipal State Aid Street 247) Street Reconstruction Project between E Minnehaha Pkwy to 58th St E.
2. Authorizes Public Works to negotiate with private property owners to acquire easements and additional right-of-way, if necessary.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0246

The Minneapolis City Council approves the dates for 2017 Minneapolis Open Streets as set forth in File No. 17-00349 on file in the Office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0247

The Minneapolis City Council hereby authorizes acceptance of the sole bid submitted on Official Publication No. 8377 from JWM Environmental, for an estimated annual expenditure of \$700,000, to provide polyester resin and felt liner materials for cured-in-place lining, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0248

The Minneapolis City Council hereby authorizes acceptance of the following three bids submitted on Official Publication No. 8378 where each vendor may only be awarded a single phase of the project to provide all materials, labor, equipment, and incidentals for Closed Circuit Television (CCTV) inspection of the sanitary sewer system for the Public Works Department, resulting in the lowest cumulative expenditure for the City of Minneapolis, and authorizing a contract for the services in accordance with City specifications:

1. Phase 1: Vortech Hydro Vac, Inc., \$448,132.82.
2. Phase 2: Diversified Infrastructure Services, Inc., \$358,108.43.
3. Phase 3: Hydro-Klean, LLC, \$197,329.80.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0249

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on Official Publication No. 8380 from Global Specialty Contractors, Inc., in the amount of \$770,302, to furnish and deliver all labor, materials, and incidentals necessary for the construction of the Northtown Bridge Interpretive Site, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

The WAYS & MEANS Committee submitted the following reports:

COUNCIL ACTION 2017A-0250

The City of Minneapolis approves settlement of a subrogation action in the amount of \$10,000, brought by the City of Minneapolis to recoup amounts paid by the City through worker's compensation to a former employee for medical treatment required as a result of an automobile accident caused by insured driver Nicolas Maragos.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0251

The City of Minneapolis authorizes an increase to Minneapolis Convention Center Contract No. C-40114 with Minnesota One by \$60,000 for a new total of \$310,000 to allow for invoice payment of the remainder of the 2017 snow season.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0252

The City of Minneapolis authorizes an increase to Contract No. C-39845 with Meisinger Construction Company, Inc. by \$28,607 for a new total of \$1,567,954 to allow for close out and final payment on the replacement and enhancement of the lobby railings project.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0253

The City of Minneapolis approves the submission of a grant application to the Kresge Foundation for \$1,493,000 for the Coordinator's Office, Arts Culture and the Creative Economy program, to build program capacity and deliver Creative City Making processes and practices to City departments.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0254

The City of Minneapolis authorizes specific terms in section 9.3 of an agreement with YourCause, limiting liability to the amount of the agreement in the amount of \$40,000, and poses little or no risk to the City as YourCause protects City information and provides network insurance coverage that complies with City requirements.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0255

The City of Minneapolis authorizes an agreement with the Minneapolis Downtown Council in the amount of \$400,000 for downtown activations services providing citywide coordination for four downtown events in 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Goodman, Glidden, Cano, Quincy, A. Johnson, Palmisano, President Johnson (10)

Noes: Yang (1)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0256

The City of Minneapolis approves the following City Council appointments to the Capital long-Range Improvement Committee (CLIC) for two-year terms, beginning Jan. 1, 2017, and ending Dec. 31, 2018:

1. Christopher Pratt – Seat 1, Ward 1, replacing Michael Vennewitz.
2. Amy Fields – Seat 2, Ward 1, replacing Stephanie Johnson.
3. Peter Bajurny – Seat 18, Ward 9, replacing Andrew Hestness.
4. Joshua Houdek – Seat 17, reappointed in Council Ward 9.
5. Alex Cecchini – Seat 20, Ward 10, replacing Max Musicant.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

March 24, 2017

On behalf of the Ways & Means Committee, Quincy offered Resolution 2017R-149 authorizing the issuance and sale of Taxable General Obligation Sales Tax Refunding Bonds (for the Target Center Project), Series 2017.

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

RESOLUTION 2017R-149
By Quincy

Authorizing the issuance and sale of Taxable General Obligation Sales Tax Refunding Bonds (Target Center Project), Series 2017; establishing the forms, terms, and security of such obligations; and making findings and providing covenants and directions relating to the issuance of such obligations.

Resolved by The City Council of the City of Minneapolis (the "City"):

Section 1. Background and Authority.

1.01. The TIF District and Tax Increment Bonds. In accordance with the terms of Resolution 88R-123, adopted by the Council of the City on April 1, 1988, and Resolution 89R-303 adopted by the Council of the City on July 1, 1989, the City issued two series of taxable tax increment bonds designated as the (i) Taxable General Obligation Redevelopment Bonds (NBA Arena), Series 1988-A, in the original aggregate principal amount of \$14,800,000; and (ii) Taxable General Obligation Redevelopment Bonds (NBA Arena), Series 1989-A, in the original aggregate principal amount of \$5,200,000 (collectively, the "Tax Increment Bonds"). The Tax Increment Bonds were secured by tax increment revenues derived from the NBA Arena Tax Increment Financing District (the "TIF District") established by the Minneapolis Community Development Agency (the "MCDA") in the downtown area of the City. The proceeds derived from the sale of the Tax Increment Bonds were provided to the MCDA to finance the acquisition and clearance by the MCDA of the land located within the Tax Increment District (the "Land"). Prior to the acquisition of the Land, the MCDA entered into a Second Amended and Restated Development Agreement, dated as of August 5, 1988 (the "Development Agreement"), with Northwest Racquet Swim & Health Clubs, Inc., a Minnesota corporation ("Northwest Racquet"), and the City. Under the terms of the Development Agreement, Northwest Racquet agreed to lease the Land from the MCDA under a ground lease, construct on the Land a multipurpose sports facility, and secure the payment of the principal of and interest on the Tax Increment Bonds through base rent on the ground lease equal to the amount by which the debt service on the Tax Increment Bonds exceeds the tax increment revenues derived from the Tax Increment District.

1.02. Land Development. The Land was leased to Northwest Racquet under a Ground Lease, dated August 5, 1988 (as amended, the "Ground Lease"), between the MCDA and Northwest Racquet. Northwest Racquet transferred its interest in the Ground Lease and its rights and obligations under the Development Agreement to Minnesota Arena Limited Partnership, a Minnesota limited partnership (the "Arena Partnership"). The Arena Partnership constructed a multipurpose sports facility (designated the "Target Center") on the Land principally to provide an arena for the National Basketball Association team and franchise, commonly known as the Minnesota Timberwolves, initially owned by Minnesota Professional Basketball Limited Partnership, a Minnesota limited partnership (the "Basketball Partnership").

1.03. Target Center Acquisition. In conjunction with the proposed sale of the Minnesota Timberwolves in 1995 from the Basketball Partnership to Minnesota Timberwolves Basketball Limited Partnership, a Minnesota limited partnership (the “Team Owner”), the MCDA entered into a Target Center Purchase Agreement, dated as of March 1, 1995 (the “Purchase Agreement”), between the MCDA and the Arena Partnership, pursuant to which the MCDA acquired the Target Center from the Arena Partnership for a purchase price of \$54,600,000. The City and the MCDA financed the acquisition of the Target Center from the Arena Partnership through the sale of the following tax-exempt bonds: (i) General Obligation Bonds (Arena Acquisition Project), Series 1995 (the “Series 1995 City Bonds”), issued by the City in the original aggregate principal amount of \$72,000,000 on March 23, 1995, under the terms of Resolution No. 95R-058, adopted by the Council of the City and approved by the Mayor of the City on March 10, 1995; and (ii) Revenue Bonds (Arena Acquisition Project), Series 1995 (the “MCDA Bonds”), issued by the MCDA in the original aggregate principal amount of \$12,650,000 on March 23, 1995, pursuant to Resolution No. 95-1282M, adopted by the Board of Commissioners of the MCDA and approved by the Mayor of the City on March 10, 1995. A portion of the proceeds of the Series 1995 City Bonds were applied to the redemption and prepayment of the Tax Increment Bonds.

1.04. Refunding Series 1995 City Bonds. By the terms of Resolution No. 95R-408, adopted by the Council of the City on December 29, 1995, and approved by the Mayor of the City on January 4, 1995, the City issued its General Obligation Refunding Bonds (Sports Arena Project), Series 1996 (the “Series 1996 City Bonds”), on February 1, 1996, in the original aggregate principal amount of \$67,555,000. The proceeds derived from the sale of the Series 1996 City Bonds were applied to the current refunding of the Series 1995 City Bonds on February 1, 1996.

1.05. Target Center Use Agreements. In order to satisfy certain requirements of the parties, the Target Center was subdivided as follows: (i) a portion of the Land and the Target Center constituting the arena (the “Arena”); and (ii) a portion of the Land and the Target Center constituting the sports and health club (the “Health Club”). The MCDA entered into a Basketball Playing Agreement, dated as of March 1, 1995 (as amended, the “Playing Agreement”), between the MCDA and the Team Owner, as supplemented by a Supplement No. 1 to Basketball Playing Agreement, dated June 15, 2000, between the MCDA and the Team Owner, and as amended by an Amendment to Basketball Playing Agreement, dated November 22, 2013, between the Team Owner and the City, under which the Team Owner agreed to play the home games of the Minnesota Timberwolves in the Arena during the term of the Playing Agreement.

The MCDA entered into an Arena Operating Agreement, dated as of March 1, 1995 (as amended, the “Original Operating Agreement”), between the MCDA and Ogden Entertainment Services, Inc. under which Ogden Entertainment Services, Inc. agreed to operate and manage the Arena, subject to the rights of the Team Owner under the Playing Agreement, for the term of the Original Operating Agreement. The operator of the Arena (the “Operator”) has changed on several occasions since 1995. The current Operator is AEG Management TWN, LLC, a Delaware limited liability company (“AEG”), which operates the Arena under an Amended and Restated Arena Lease, Operating, Management, Use and Assurances Agreement, dated and effective as of May 2, 2007 (as amended, the “Current Operating Agreement”), between the MCDA and AEG.

The MCDA entered into a Health Club Lease, dated as of March 1, 1995 (as amended, the “Health Club Lease”), between the MCDA and Arena Health Club Limited Partnership (the “Health Club Partnership”), under which the Health Club Partnership agreed to operate the Health Club for the term of the Health Club Lease. The operator of the Health Club (the “Health Club Operator”) has changed on several

occasions since 1995. The current Health Club Operator is LTF Club Operations Company, Inc., a Minnesota corporation, which obtained its leasehold interest in the Health Club through an Assignment and Assumption of Lease, dated July 26, 2006, between Starmark Northwest Realty, L.L.C. and LTF Real Estate Company, Inc. (the “Tenant”) and a Sublease Agreement between the Tenant and LTF Club Operations Company, Inc. The obligations of Tenant under the Health Club Lease are guaranteed by Life Time Fitness, Inc., a Minnesota corporation, pursuant to the terms of a Lease Guaranty, dated July 26, 2006 (the “Guaranty”). The Health Club Lease has been amended by a First Amendment to Health Club Lease, dated February 1, 2013, between the City and the Tenant, and by a Second Amendment to Health Club Lease, dated January 1, 2014, between the City and the Tenant.

The MCDA entered into a Commission Use and Occupancy Agreement, dated as of March 1, 1995 (the “Commission Use Agreement”), between the Agency and the Metropolitan Sports Facilities Commission (the “Commission”), under which the MCDA granted to the Commission the right to use the Arena for the conduct of amateur sports events for up to fifty event days per year. The Commission entered into a MASC Use Agreement, dated as of March 1, 1995 (the “MASC Use Agreement”), between the Commission, the Minnesota Amateur Sports Commission (“MASC”), and the Operator, under which the Commission granted to MASC the rights and obligations granted to the Commission under the Commission Use Agreement.

1.06. Assignment of MCDA Interests. Under the provisions of an Assignment and Assumption Agreement, effective as of August 1, 2009 (the “Assignment Agreement”), between the MCDA and the City, the MCDA assigned all of its right, title, and interest in the Playing Agreement, the Current Operating Agreement, the Health Club Lease, the Guaranty, and the Commission Use Agreement (collectively, the “Assigned Agreements”) to the City and the City accepted and assumed the Assigned Agreements. In addition, under the terms of a quitclaim deed and a bill of sale, the MCDA conveyed all of its interests in the real property and personal property comprising the Target Center to the City.

1.07. Issuance of Series 2009D Bonds and Refunding of Prior Bonds. In accordance with the provisions of Resolution 2009R-581 adopted by the Council of the City on December 4, 2009, and approved by the Mayor on December 4, 2009, the City issued its Taxable General Obligation Tax Increment Refunding Bonds (Target Center Project), Series 2009D (the “Series 2009D Bonds”), on December 30, 2009, in the original aggregate principal amount of \$57,480,000. The proceeds of the Series 2009D Bonds were applied by the City to the redemption and prepayment of the MCDA Bonds and the Series 1996 City Bonds on February 1, 2010.

1.08. Target Center Renovation Agreement. The City, the Team Owner, and AEG have determined to undertake a project for the design, financing, and construction of renovations and upgrades of that certain arena in downtown area of the City designated the Target Center (the “Target Center Project”) in order to provide program elements, amenities, and design features that make the Arena competitive as a multi-use, family-oriented entertainment venue while meeting the needs of the Arena’s primary tenants and thereby extending the presence of the Minnesota Timberwolves and the Minnesota Lynx in the Arena. Under the terms of a Target Center Renovation Agreement, dated June 15, 2015 (the “Renovation Agreement”), between the City, the Team Owner, and AEG, the parties have agreed to undertake as many of the following improvements as can be completed with the funds available to the parties: (i) the renovation of various premium spaces throughout the Arena; (ii) the renovation and upgrade of the concourse, stair wells, circulation, and public spaces; (iii) modifications to other equipment and mechanical systems of the Arena; (iv) a redesign of the entrances, ticket office, lobby,

and façade of the facility; (v) the addition of a new skyway connection to the Arena; (vi) installation of technology upgrades, including a new scoreboard; and (vii) seat replacement.

Under the terms of the Renovation Agreement, the parties have also agreed that the costs of the Target Center Project will not exceed \$128,900,000 and out of such total costs there will be allocated \$102,800,000 to construction costs and the remaining \$26,100,000 will be allocated to site costs, soft costs, the acquisition and installation of furniture, fixtures, and equipment, and a contingency. The Team Owner agreed to contribute \$49,000,000 to the payment of the total costs of the Target Center Project. AEG agreed to contribute \$5,900,000 to the payment of the total costs of the Target Center Project. The City agreed to pay the remaining costs of the Target Center Project.

1.09. Issuance of Series 2016 Note to Finance City Contribution. In accordance with the provisions of Resolution 2016R-095 adopted by the Council of the City on March 18, 2016, and approved by the Mayor on March 18, 2016, the City issued its Taxable General Obligation Sales Tax Revenue Note (Target Center Project), Series 2016 (the "Series 2016 Note"), on March 23, 2016, in the original aggregate principal amount of \$74,000,000. The Series 2016 Note was issued to Wells Fargo Bank, National Association (the "Bank"), to evidence a term loan in the maximum amount of \$74,000,000 provided by the Bank to the City under the terms of a Term Loan Agreement, dated March 23, 2016, as amended, between the City and the Bank, to finance a portion of the costs of the Target Center Project. Minnesota Statutes, Chapter 475, as amended (the "Municipal Debt Act"), and Laws of Minnesota 1986, Chapter 396, as amended by (i) Laws of Minnesota 1987, Chapter 55, Sections 4-6; (ii) Laws of Minnesota 1989, Chapter 54, Section 2; (iii) Laws of Minnesota 1998, Chapter 404, Sections 71 and 84; (iv) Laws of Minnesota 2009, Chapter 88, Article 4, Sections 11 and 12; and (v) Laws of Minnesota 2012, Chapter 299, Article 3, Sections 2-7 (collectively, the "Capital Projects Act") authorized the City to issue the Series 2016 Note to finance the costs of the Target Center Project and to pledge to the payment of the Series 2016 Note the revenues derived from the imposition of the sales taxes authorized by the terms of the Capital Projects Act.

1.10. Partial Redemption of Series 2016 Note. The City has drawn down the Series 2016 Note in the principal amount of \$40,000,000 and has determined to redeem and prepay a portion of the Series 2016 Note in the amount of \$40,000,000. Following the redemption of \$40,000,000 in principal amount of the Series 2016 Note, the City may draw down up to an additional \$34,000,000 in principal amount of the Series 2016 Note for costs of the Target Center Project.

Section 2. Issuance of Bonds.

2.01. Sales Tax Authority. By the terms of the Capital Projects Act, the City is authorized to impose and has imposed: (i) a sales tax of up to one-half of one percent (0.5%) on retail sales in the City taxable in accordance with the provisions of Minnesota Statutes, Chapter 297A, as amended (the "Sales Tax Act") and an additional compensation use tax of up to one-half of one percent (0.5%) on uses of property in the City, the sale of which would be subject to the additional sales tax but for the fact such property was sold outside the City (the "Sales and Use Tax"); (ii) a sales tax of not more than three percent (3%) on the gross receipts on retail on-sales of intoxicating liquor and fermented malt beverages occurring in the downtown taxing area (the "Downtown Taxing Area") of the City (the "Downtown Liquor Tax"); (iii) a sales tax of not more than three percent (3%) on the gross receipts from the furnishing for consideration of lodging provided by a hotel or motel which has more than fifty (50) rooms available for lodging (subject to certain limitations and currently imposed at the rate of two and five-eighths percent (2.625%)) (the "Lodging Tax"); and (iv) a sales tax of not more than three percent (3%) on the gross

receipts on all sales of food primarily for consumption on or off the premises by restaurants and places of refreshment that occur within the Downtown Taxing Area (the “Downtown Restaurant Tax”). The Sales and Use Tax, the Downtown Liquor Tax, the Lodging Tax, and the Downtown Restaurant Tax are hereinafter referred to as the “City Sales Taxes.”

Under the provisions of the Capital Projects Act, the revenues received by the City from the imposition of the Sales and Use Tax may be used to: (i) pay amounts to the State of Minnesota to support the new U.S. Bank Stadium in accordance with the terms of Section 297A.994 of the Sales Tax Act and to pay or secure the payment of any principal of, premium, or interest on bonds issued in accordance with the Capital Projects Act; (ii) pay costs to acquire, design, equip, construct, improve, maintain, operate, administer, or promote capital projects, including the Target Center; and (iii) pay, maintain, and fund other purposes authorized by the Capital Projects Act. Under the provisions of the Capital Projects Act, the revenues received by the City from the imposition of the Downtown Liquor Tax, the Lodging Tax, and the Downtown Restaurant Tax must be applied to pay amounts to the State of Minnesota to support the new U.S. Bank Stadium in accordance with the terms of Section 297A.994 of the Sales Tax Act and then solely to pay, secure, maintain, and fund the payment of any principal of, premium on, and interest on any bonds or any other purposes authorized by the Capital Projects Act, including the Minneapolis Convention Center and the Target Center. None of the City Sales Taxes may be terminated before January 1, 2047.

2.02. Bond Issuance Authority. The City is authorized by the Capital Projects Act to issue the Bonds and to apply the proceeds of the Bonds to the purposes described above in accordance with the provisions of the Municipal Debt Act. The Bonds must be sold, issued, and secured in the manner provided in the Municipal Debt Act, but for the purposes of applying the provisions of the Municipal Debt Act, the Capital Projects Act specifically provides that: (i) the debt represented by the Bonds shall not be included in computing any debt limitation applicable to the City; (ii) any levy of taxes required by Section 475.61 of the Municipal Debt Act to pay the principal of and interest on the Bonds shall not be subject to any levy limitation or be included in computing or applying any levy limitation applicable to the City; (iii) the maturities of the Bonds shall not be subject to the maturity limitations of Section 475.54 of the Municipal Debt Act; and (iv) provided that the Board of Estimate and Taxation of the City approves the Bonds by a vote of at least five (5) of its members, the Bonds may be sold without election. On February 22, 2017, the Board of Estimate and Taxation of the City approved the issuance of the Bonds by a vote of at least five (5) of its members.

2.03. Bonds Authorized. In order to refund \$40,000,000 in principal amount of the Series 2016 Note (the “Refunded Portion”), there is hereby authorized to be issued by the City its taxable general obligation refunding bonds (the “Bonds”) in a principal amount of \$40,000,000.

Section 3. Redemption of Refunded Bonds.

The Finance Officer is authorized to call for redemption the Refunded Portion of the Series 2016 Note on a date to be selected by the Finance Officer (the “Redemption Date”).

Section 4. Terms and Forms of Bonds.

4.01. Bond Terms. The Bonds are authorized to be issued in accordance with the terms of this Resolution. The Bonds shall be designated “Taxable General Obligation Sales Tax Refunding Bonds (Target Center Project), Series 2017,” shall be issued in one or more series as the Finance Officer of the

City (the "Finance Officer") may determine, and shall be assigned a separate series designation determined by the Finance Officer for each series issued by the City. Any series of Bonds may be designated such other name or names as determined to be appropriate by the Finance Officer. The Bonds shall be dated the date of issue, or such other date as the Finance Officer may determine, shall be issued in denominations of \$5,000 or any integral multiple thereof, and each series shall be numbered from R-1 upwards in order of issuance, or with such other numbering and in such other order as the Bond Registrar (as hereinafter defined) may determine. The Bonds shall be issued in the original aggregate principal amount of \$40,000,000 or such greater or lesser amount as the Finance Officer shall determine to be necessary and appropriate to finance the designated municipal improvements and related costs. The Bonds shall bear interest at the rates per annum approved by the Finance Officer in connection with the sale thereof, payable semiannually on June 1 and December 1 of each year, or such other dates determined by the Finance Officer, commencing on December 1, 2017, or such other date determined by the Finance Officer, from the date of the Bonds or the most recent interest payment date to which interest has been paid or duly provided for, computed on the basis of a 360-day year of twelve thirty-day months. The principal of the Bonds shall mature on such dates and in such principal amounts as shall be determined by the Finance Officer, consistent with the requirements of Section 475.54, subdivisions 1 and 17 of the Municipal Debt Act (determined, if necessary, by combining such maturities with those of other obligations of the City). The Finance Officer may determine to designate any portion of the principal of the Bonds to be combined into one or more term bonds subject to mandatory sinking fund redemptions in the years and amounts determined by the Finance Officer. The authorization to issue the Bonds is effective without any additional action by the City Council and shall be undertaken by the Finance Officer on such date or dates and upon the terms and conditions deemed reasonable by the Finance Officer.

The Finance Officer shall establish a date on and after which all Bonds shall be subject to redemption and prior payment in whole or in part at the option of the City. The redemption price of the Bonds shall be at such redemption prices, with or without premium, as the Finance Officer shall determine necessary to obtain the lowest interest rates for the Bonds consistent with the finance plan pursuant to which the Bonds are to be issued.

Thirty (30) days prior to any redemption date, notice of any such redemption shall be given by mail to the banks where the Bonds are payable and to the registered owners, in accordance with the terms of the Municipal Debt Act. In the event of a partial redemption by lot of the Bonds, the Bond Registrar (as hereinafter defined) shall assign to each Bond then outstanding a distinctive number for each \$5,000 of the principal amount of such Bonds and shall select by lot in the manner it determines the order of numbers, at \$5,000 for each number, for all outstanding Bonds of the maturity to be redeemed. The order of selection of Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected, but only so much of the principal amount of each Bond of a denomination of more than \$5,000 shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected. Upon partial redemption of any Bond, the same shall be surrendered in exchange for one or more new Bonds in authorized form for the unredeemed portion of principal. The method of selecting Bonds for optional redemption may be altered in such manner as the Finance Officer shall determine to be necessary and appropriate in the interests of the City and the owners of the Bonds.

4.02. Method of Payment; Bond Registrar and Paying Agent. The Bonds shall be payable as to principal upon presentation and surrender thereof at the office of the Finance Officer, in Minneapolis, Minnesota, as the initial bond registrar (the "Bond Registrar") and paying agent (the "Paying Agent"), or at the offices of such other successor agents as the City may hereafter designate upon sixty (60) days' mailed

notice to the registered owners at their respective registered addresses. At the written request of the registered owner thereof, or at the direction of the Finance Officer, the payment of at least \$100,000 in principal amount of Bonds shall be made by wire transfer of immediately available funds to any bank in the continental United States upon presentation and surrender of such Bonds at the office of the Paying Agent. Interest shall be paid by check or draft mailed to the registered owners of record as of the fifteenth day (whether or not a business day) of the month next preceding the applicable interest payment date at their addresses shown on the registration books or, at the written request of a registered owner of at least \$1,000,000 in aggregate principal amount of Bonds or at the direction of the Finance Officer, by wire transfer of immediately available funds to any bank in the continental United States as the registered owner may specify.

4.03. Bond Form. The Bonds shall be in substantially the form set forth in EXHIBIT A attached hereto, with necessary variations as to name, series designation, number, CUSIP Number, denomination, rate of interest, and date of maturity, the blanks therein to be properly filled in, and with such other additions, deletions, or other changes as the Finance Officer may determine.

4.04. Registration. As long as any of the Bonds issued hereunder shall remain outstanding, the City shall maintain and keep at the office of the Bond Registrar records as to the payment of the principal of and interest on such Bonds, as in this Resolution provided, and for the registration and transfer of such Bonds, and shall also keep at said office of the Bond Registrar books for such registration and transfer. Upon surrender for transfer of any Bond at the office of a Bond Registrar with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the registered owner's duly authorized attorney, and upon payment of any tax, fee, or other governmental charge required to be paid with respect to such transfer, the City shall execute and the Bond Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more fully registered Bonds of the same series, of any authorized denominations, and of a like aggregate principal amount, interest rate, and maturity. Any Bonds, upon surrender thereof at the office of the Bond Registrar may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity and interest rate of any authorized denominations. In all cases in which the privilege of exchanging Bonds or transferring fully registered Bonds is exercised, the City shall execute and the Bond Registrar shall deliver Bonds in accordance with the provisions of this Resolution. For every such exchange or transfer of Bonds, whether temporary or definitive, the City or the Bond Registrar may make a charge sufficient to reimburse it for any tax, fee, or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. Notwithstanding any other provision of this Resolution, the cost of preparing each new Bond upon each exchange or transfer, and any other expenses of the City or the Bond Registrar incurred in connection therewith (except any applicable tax, fee, or other governmental charge) shall be paid by the City. The City and the Bond Registrar shall not be required to make any transfer or exchange of any Bonds called for redemption, nor be obligated to make any such exchange or transfer of Bonds during the fifteen (15) days next preceding the date of the first publication or the mailing (if there is no publication) of notice of redemption in the case of a proposed redemption of Bonds.

4.05. Record Dates. Interest on any Bond which is payable, and is punctually paid or duly provided for, on any interest payment date shall be paid to the person in whose name that Bond (or one or more Bonds for which such bond was exchanged) is registered at the close of business on the fifteenth day of the preceding month. Any interest on any Bond which is payable, but is not punctually paid or duly

provided for, on any interest payment date shall cease to be payable to the registered holder on the relevant regular record date solely by virtue of such holder having been such holder; and such defaulted interest may be paid by the City in any lawful manner if, after notice given by the City to the Bond Registrar of the proposed payment pursuant to this paragraph, such payment shall be deemed practicable by the Bond Registrar. Such payments shall then be made to the persons in whose names the Bonds are registered at the close of business on a special record date established by the Bond Registrar. Subject to the foregoing provisions of this paragraph, each Bond delivered under this Resolution upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond and each such Bond shall bear interest from such date that neither gain nor loss in interest shall result from such transfer, exchange, or substitution.

4.06. Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be destroyed, stolen, or lost, the City shall execute and the Bond Registrar shall authenticate and deliver a new Bond of like maturity and principal amount as the Bond so mutilated, destroyed, stolen, or lost in exchange and substitution for such mutilated Bond, upon surrender and cancellation of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen, or lost upon filing with the City evidence satisfactory to the City and the Bond Registrar that such Bond has been destroyed, stolen, or lost and proof of ownership thereof, and upon furnishing the City and the Bond Registrar with indemnity satisfactory to them and complying with such other reasonable regulations as the City and the Bond Registrar may prescribe and paying such expenses as the City and the Bond Registrar may incur in connection therewith. All Bonds so surrendered to the Bond Registrar shall be cancelled by it and, in the event the Bond Registrar is not the Finance Officer, evidence of such cancellation shall be given to the City.

4.07. Owners. As to any Bond, the City and the Bond Registrar and their respective successors, each in its discretion, may deem and treat the person in whose name such Bond for the time being shall be registered as the absolute owner thereof for all purposes and neither the City nor the Bond Registrar nor their respective successors shall be affected by any notice to the contrary. Payment of or on account of the principal of any such Bond shall be made only to or upon the order of the registered owner thereof, but such registration may be changed as above provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

4.08. Use of Securities Depository; Book-Entry Only System. The provisions of this Section 4.08 shall take precedence over the provisions of Sections 4.01 through 4.07 hereof to the extent they are inconsistent with this Section 4.08.

- (a) The Depository Trust Company (“DTC”) has agreed to act as securities depository for the Bonds, and to provide a Book-Entry Only System for registering the ownership interests of the financial institutions for which it holds the Bonds (the “DTC Participants”), and for distributing to such DTC Participants such amount of the principal and interest payments on the Bonds as they are entitled to receive for redistribution to the beneficial owners of the Bonds as reflected in their records (the “Beneficial Owners”).

- (b) Initially, and so long as DTC or another qualified entity continues to act as securities depository, the Bonds shall be issued in typewritten form, one for each maturity in a principal amount equal to the aggregate principal amount of each maturity, shall be registered in the name of the securities depository or its nominee, and shall be subject to the provisions of this Section 4.08. While DTC is acting as the securities depository, the Bonds shall be registered in the name of DTC's nominee, CEDE & CO; provided that upon delivery by DTC to the City and the Bond Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of CEDE & CO., the words "CEDE & CO." in this Resolution shall refer to such new nominee of DTC.

With respect to Bonds registered in the name of DTC or its nominee, the City and the Bond Registrar shall have no responsibility or obligation to any DTC Participant or other person with respect to the following: (i) the accuracy of the records of any securities depository or its nominee with respect to any ownership interest in the Bonds; (ii) the delivery to any DTC Participant or other person or any other person, other than DTC, of any notice with respect to the Bonds, including any notice of redemption; or (iii) the payment to any DTC Participant or any other person, other than DTC, of any amount with respect to the principal of or interest on the Bonds. The Paying Agent shall pay all principal of and interest on the Bonds only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal and interest on the Bonds to the extent of the sum or sums so paid. So long as the Book-Entry Only System described in this Section 4.08 is in effect, no person other than DTC shall receive an authenticated Bond.

- (c) Upon receipt by the City and the Bond Registrar of written notice from DTC or any other securities depository to the effect that it is unable or unwilling to discharge its responsibilities under the Book-Entry Only System, the City and the Bond Registrar shall issue, transfer, and exchange Bonds of the initial series as requested by the securities depository in appropriate amounts, and whenever the securities depository requests the City and the Bond Registrar to do so, the City and the Bond Registrar shall cooperate with the securities depository in taking appropriate action after reasonable notice: (i) to arrange for a substitute depository willing and able, upon reasonable and customary terms, to maintain custody of the Bonds; or (ii) to make available Bonds registered in whatever name or names the Beneficial Owner registering ownership, transferring, or exchanging such Bonds shall designate, in accordance with clause (f) or clause (g) below, whichever is applicable.
- (d) In the event the City determines that it is in the best interests of the Beneficial Owners that they be able to obtain printed Bonds, the City may so notify the securities depository and the Bond Registrar, whereupon the securities depository shall notify the Beneficial Owners of the availability through the securities depository of such printed Bonds. In such event, the City shall cause to be prepared and the Bond Registrar shall issue, transfer, and exchange printed Bonds, fully executed and authenticated, as requested by the securities depository in appropriate amounts and, whenever the securities depository requests, the

City and the Bond Registrar shall cooperate with the securities depository in taking appropriate action after reasonable notice to make available printed Bonds registered on the Bond Register in whatever name or names the Beneficial Owners entitled to receive Bonds shall designate, in accordance with clause (f) or clause (g) below, whichever is applicable.

- (e) Notwithstanding any other provisions of this Resolution to the contrary, so long as any Bond is registered in the name of a securities depository or its nominee, all payments of principal and interest on the Bond and all notices with respect to the Bond shall be made and given, respectively, to the securities depository as provided in the representation letter given to it by the City. The Blanket Letter of Representations from the City to DTC is confirmed and shall apply to the Bonds.
- (f) In the event that the Book-Entry Only System established pursuant to this Section 4.08 is discontinued, except as provided in clause (g), the Bonds shall be issued through the securities depository to the Beneficial Owners.
- (g) In the event of termination of the Book-Entry Only System, the City shall have the right to terminate, and shall take all steps necessary to terminate, all arrangements with the securities depository described herein, and thereafter shall issue, register ownership of, transfer, and exchange all Bonds as provided herein. Upon receipt by the securities depository of notice from the City, the securities depository shall take all actions necessary to assist the City and the Bond Registrar in terminating all arrangements for the issuance of documents evidencing ownership interests in the Bonds through the securities depository. Nothing herein shall affect the rights of the securities depository under clause (e) above.

Section 5. Sale, Execution, and Delivery of Bonds and Related Documents.

5.01. Method of Sale. Authority to negotiate the sale and issuance of the Bonds is hereby delegated to the Finance Officer pursuant to Section 475.60, subdivision 1 of the Municipal Debt Act; provided that each series of Bonds shall be sold only at a price of not less than one hundred percent (100%) of the principal amount of such series of Bonds, and the Bonds shall bear interest at the rates specified by the successful proposal. In connection with the sale of the Bonds, by one or more certificates or other written instruments or documents, the Finance Officer may make such additional covenants or representations as he may deem necessary and expedient, including but not limited to, approval of an Official Statement and of a Continuing Disclosure Certificate. Any original issue premium not applied to the payment of issuance costs shall be deposited in the Refunding Bonds Debt Service Account (as established in Section 5.01 hereof) or applied to such other purposes as determined to be appropriate by the Finance Officer.

5.02. Execution and Delivery. The Bonds shall be executed by the manual or facsimile signature of the Finance Officer and a facsimile of the corporate seal of the City shall be included as set forth in the form of Bond. The text of the approving legal opinion of Kennedy & Graven, Chartered, of Minneapolis, Minnesota, as bond counsel, may be printed on or accompany the delivery of each Bond. When the Bonds have been duly executed and authenticated by the Bond Registrar in accordance with this Resolution, the Bonds shall be delivered to the purchaser or purchasers (the “Purchasers”) in accordance with the terms of the sale upon payment of the purchase price, and the receipt of the Finance Officer to said Purchasers thereof shall be a full acquittance; and said Purchasers shall not be bound to see to the application of the purchase money. The Bonds shall not be valid for any purpose until authenticated by the Bond Registrar, who is hereby appointed authenticating agent in accordance with the Municipal Debt Act.

5.03. Official Statement. The Finance Officer shall cause an Official Statement relating to the Bonds and any appropriate addendums to such Official Statement to be prepared (collectively, the “Official Statement”), and the use thereof by the Purchasers is approved. The Finance Officer of the City shall approve all disclosure documents, including the Official Statement, prior to publication of such documents.

5.04. Certificates. If such officer finds the same to be accurate, the Finance Officer is authorized and directed to furnish to the Purchasers at the closing: (i) a certificate that, to the knowledge of such officer, the Official Statement does not, at the date of closing, and did not, as of its date, contain any untrue statement of a material fact or omit to state any material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading; and (ii) such other certificates as are required as a condition of sale, including a Continuing Disclosure Certificate setting forth the continuing disclosure obligations of the City under applicable law, as approved by the Finance Officer. Unless litigation shall have been commenced and be pending questioning the Bonds or the organization of the City or incumbency of its officers, at the closing the Finance Officer shall deliver the signed approving legal opinion of Kennedy & Graven, Chartered, as to the validity and enforceability of the Bonds.

Section 6. Payment; Security; Pledges and Covenants.

6.01. Refunding Bonds Debt Service Account. The Bonds will be payable from the debt service account for the Bonds (the “Refunding Bonds Debt Service Account”) established as part of the City’s Debt Service Fund. The revenues derived from the City Sales Taxes (the “Revenues”) are hereby pledged to the payment of the principal of and interest on the Bonds and shall be deposited in the Refunding Bonds Debt Service Account of the Debt Service Fund, subject, however, to parity claims on such Revenues to be applied to pay amounts to the State of Minnesota to support the new U.S. Bank Stadium in accordance with the terms of Section 297A.994 of the Sales Tax Act, parity claims with respect to outstanding financial obligations that funded the Minneapolis Convention Center, and parity claims with respect to other obligations of the City payable from the Revenues, including but not limited to the portion of the Series 2016 Note that will remain outstanding. There is appropriated to the Refunding Bonds Debt Service Account (i) amounts over the minimum purchase price of the Bonds paid by the Purchasers, unless the Finance Officer elects to apply such amount to another purpose; and (ii) accrued interest, if any, paid by the Purchasers upon closing and delivery of the Bonds. If a payment of principal or interest on the Bonds becomes due when there is not sufficient money in the Refunding Bonds Debt Service Account to pay the same, the Finance Officer will pay such principal or interest from the general

fund of the City, and the general fund will be reimbursed for those advances out of the proceeds of the Revenues derived from the City Sales Taxes or the taxes levied by this Resolution, if any, when collected.

6.02. Redemption Fund. The proceeds of the Bonds, less the appropriations made in Section 6.01 hereof, will be deposited in a separate fund (the "Redemption Fund") to redeem and prepay the Refunded Portion on the Redemption Date. In no event shall the Redemption Date be more than ninety (90) days after the date of issuance of the Bonds, in accordance with Section 475.67, subdivision 3 of the Municipal Debt Act.

6.03. Ad Valorem Tax Levy. The full faith and credit of the City are irrevocably pledged for payment of the Bonds and the City has obligated itself to levy ad valorem taxes on all taxable property in the City in the event of any deficiency in the Revenues, which taxes may be levied without limitation as to rate or amount. It is hereby determined that the estimated collections of Revenues and interest thereon for payment of the principal of and interest on the Bonds will produce at least five percent (5%) in excess of the amount needed to meet when due the principal and interest payments on the Bonds and, therefore, no tax levy is needed at this time.

6.04. Covenant to Appropriate. The City covenants and agrees that it shall (i) include all amounts payable as principal of and interest on the Bonds for each fiscal year in which such amounts are due and payable in its budget for that fiscal year; (ii) appropriate such amounts from the proper funds for such payments; and (iii) duly and punctually pay or cause to be paid such payments of principal of and interest on the Bonds.

Section 7. Miscellaneous Matters Relating to Bonds.

7.01. Registration. The Finance Officer is hereby authorized and directed to certify a copy of this Resolution and to cause the same to be filed with the Taxpayer Services Division Manager of Hennepin County, exercising the powers of the County Auditor under Section 475.63 of the Municipal Debt Act, and to obtain a certificate as to registration of the Bonds.

7.02. Enforceability of Bonds. All agreements, covenants, and obligations of the City contained in this Resolution and in the documents referenced in Section 4 shall be deemed to be the agreements, covenants, and obligations of the City to the full extent authorized or permitted by law, and all such agreements, covenants, and obligations shall be binding on the City and enforceable in accordance with their terms. No agreement, covenant, or obligation contained in this Resolution or in the documents referenced in Section 5 shall be deemed to be an agreement, covenant, or obligation of any member of the City Council, or of any officer, employee, or agent of the City in that person's individual capacity. Neither the members of the City Council nor any officer executing the Bonds shall be liable personally on the Bonds or be subject to any personal liability or accountability by reason of the issuance of the Bonds.

7.03. Rights Conferred. Nothing in this Resolution or in the documents referenced in Section 5 is intended or shall be construed to confer upon any person (other than as provided in the Bonds and the other agreements, instruments, and documents hereby approved) any right, remedy, or claim, legal or equitable, under and by reason of this Resolution or any provision of this Resolution.

7.04. Persons Authorized to Execute Documents. If for any reason the Finance Officer or any other officers, employees, or agents of the City authorized to execute certificates, instruments, or other written documents on behalf of the City shall for any reason cease to be an officer, employee, or agent

of the City after the execution by such person of any certificate, instrument, or other written document, such fact shall not affect the validity or enforceability of such certificate, instrument, or other written document. If for any reason the Finance Officer or any other officers, employees, or agents of the City authorized to execute certificates, instruments, or other written documents on behalf of the City shall be unavailable to execute such certificates, instruments, or other written documents for any reason, such certificates, instruments, or other written documents may be executed by an acting or assistant to such officer, or by such other officer of the City as in the opinion of the City Attorney is authorized to sign such certificates, instruments, or other written documents.

7.05. Amendments. The authority to approve, execute, and deliver future amendments to the documents executed and delivered by the City in connection with the transactions contemplated by this Resolution is hereby delegated to the Finance Officer, subject to the following conditions: (a) such amendments do not require the consent of the holders of the Bonds or, if required, such consent has been obtained; (b) such amendments do not materially adversely affect the interests of the City as the issuer of the Bonds; (c) such amendments do not contravene or violate any policy of the City; (d) such amendments are acceptable in form and substance to the City Attorney, bond counsel, or other counsel retained by the City to review such amendments; and (e) such amendments do not materially prejudice the interests of the owners of the Bonds. The authorization hereby given shall be further construed as authorization for the execution and delivery of such certificates and related items as may be required to demonstrate compliance with the agreements being amended and the terms of this Resolution. The execution of any instrument by the Finance Officer shall be conclusive evidence of the approval of such instruments in accordance with the terms hereof. In the absence of the Finance Officer, any instrument authorized by this paragraph to be executed and delivered by the Finance Officer may be executed by such other officer of the City as in the opinion of the City Attorney is authorized to execute and deliver such document.

7.06. Effective Date. This Resolution shall take effect and be in force from and after its approval and publication.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

On behalf of the Ways & Means Committee, Quincy offered Resolution 2017R-150 authorizing certain actions to be taken by the Chief Financial Officer to issue and sell City of Minneapolis general obligation refunding bonds to refund a portion of certain outstanding general obligation bonds of the City of Minneapolis for certain purposes other than the purchase of public utilities

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

RESOLUTION 2017R-150

By Quincy

Authorizing certain actions to be taken by the Chief Financial Officer with respect to certain indebtedness to be incurred by the City of Minneapolis and by the Board of Estimate and Taxation to issue and sell City of Minneapolis general obligation refunding bonds to refund a portion of certain outstanding general obligation bonds of the City of Minneapolis for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Chief Financial Officer be authorized to: (i) plan for the issuance of general obligation refunding bonds to refund outstanding general obligation bonds as described below, (ii) utilize existing cash balances in debt service funds as deemed appropriate to pay cost of issuance expenses and/or to reduce the size of certain refunding transactions, and (iii) adjust debt service appropriations as needed to complete the refunding transactions.

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis general obligation refunding bonds to refund up to \$17,000,000 of currently outstanding general obligation bonds of the City of Minneapolis as described below for certain purposes other than the purchase of public utilities:

A portion of the General Obligation Note, Series 2015A (the "Series 2015A Note"), issued in the original aggregate principal amount of \$25,000,000, having a mandatory prepayment date of December 18, 2017, and a maturity date of December 18, 2018, at a coupon rate as provided in the Term Loan Agreement, dated December 18, 2015, between the City and U.S. Bank National Association ("U.S. Bank"), with \$17,000,000 in principal amount to be called for redemption. This Series 2015A Note evidenced the term loan provided by U.S. Bank to finance the costs of the reconstruction and upgrade of that certain area of downtown Minneapolis near Nicollet Avenue. Following the redemption of \$17,000,000 of the Series 2015A Note, the City may draw down the remaining \$8,000,000 in principal amount of the Series 2015A Note.

Be It Further Resolved by The City Council of The City of Minneapolis:

That the Chief Financial Officer shall report the bond sale results of the general obligation refunding bonds to the Ways & Means Committee after the completion of the issuance of the general obligation refunding bonds.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The resolution was adopted.

COUNCIL ACTION 2017A-0257

The City of Minneapolis authorizes an increase to Contract No. C-37703 with Avolve Software Corporation in the amount of \$17,000 for a new not-to-exceed total of \$635,488, for added training using the ProjectDox Electronic Plan (ePlan) software which enables electronic drawing files to be submitted online by Minneapolis residents and businesses for the City's building, planning, and zoning departments.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0258

The City of Minneapolis authorizes a contract with Microsoft Premier Core Services, using the vendor's form, for a period of three (3) years through Dec. 31, 2019, in an amount not-to-exceed \$100,000, for end-to-end managed technical support of Microsoft products.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0259

The City of Minneapolis authorizes a contract with CS DISCO, Inc. in an amount not-to-exceed \$32,400 for a period of one (1) year through April 10, 2018, for a subscription to the eDiscovery Platform used by both the City Attorney's Office and the Office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

The ZONING & PLANNING Committee submitted the following reports:

COUNCIL ACTION 2017A-0260

The Minneapolis City Council hereby denies an appeal submitted by Mark Thieroff, on behalf of August Ventures, and adopts findings as prepared by Community Planning & Economic Development staff, regarding the City Planning Commission's Condition of Approval No. 11 to a site plan review (PLAN-3153) approving a new approximately 2,300 square foot building for the property located at 4700-4714 Cedar Ave S.

Condition No. 11: In addition to a curb cut along 47th St., the project shall be limited to one curb cut on to Cedar Ave, limited to 12'2" as designed in the site plan, and limited to one-way exit only.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0261

The Minneapolis City Council hereby denies an appeal submitted by Karen Mayer and Joseph Yuhas, and adopts findings as prepared by Community Planning & Economic Development staff, of the following decisions of the City Planning Commission (PLAN 3556) for the property located at 3006 W 40th St, to allow the lot to be split for the development of two single-family homes:

1. Approving a variance to reduce the minimum lot area requirement from 6,000 square feet to 4,897 square feet and 4,900 square feet, subject to conditions.
2. Approving a variance to reduce the minimum lot width requirement from 50 feet to 39.2 feet for both proposed parcels, subject to conditions.
3. Approving a minor subdivision.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Glidden, Cano, Quincy, A. Johnson, Palmisano (9)

Noes: Goodman, President Johnson (2)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0262

The Minneapolis City Council hereby grants an appeal submitted by John Gross and Andrew Commers, and adopts findings as prepared by the City Attorney's Office, of the Heritage Preservation Commission decision denying a Demolition of Historic Resource application (PLAN 3539) for the property located at 2620 W 44th St.

On roll call, the result was:

Ayes: Reich, Frey, Yang, A. Johnson, Palmisano, President Johnson (6)

Noes: Gordon, Goodman, Glidden, Cano, Quincy (5)

Absent: Warsame, Bender (2)

The report was adopted.

COUNCIL ACTION 2017A-0263

The Minneapolis City Council hereby:

1. Approves an application submitted by Alexander Gladkov to rezone (PLAN-3639) the property located at 3416 Chicago Ave S from R2B (Two-Family District) to R4 (Multiple-Family District), to allow a triplex.
2. Passage of Ordinance 2017-011 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances related to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The report was adopted.

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

March 24, 2017

ORDINANCE 2017-011
By Bender
Intro & 1st Reading: 1/6/2014
Ref to: Z&P
2nd Reading: 3/24/2017

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

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

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

Lot 005, Block 001, Chicago Ave Addn to Mpls (3416 Chicago Ave S – Zoning Plate #25) to the R4 Multiple-Family District.

On roll call, the result was:

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

Noes: (0)

Absent: Warsame, Bender (2)

The ordinance was adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Frey gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 14, Chapter 364 of the Minneapolis Code of Ordinances relating to Liquor and Beer: Liquor Regulations, amending provisions related to Sunday sales for off-sale liquor licenses.

Bender 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 530 of the Minneapolis Code of Ordinances relating to Zoning Code: Site Plan Review, amending regulations related to exterior building materials.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Reich, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Transportation & Public Works Committee:

Amending Title 18 of the Minneapolis Code of Ordinances relating to Traffic Code, repealing the definition and amending provisions related to limited time parking:

1. Chapter 466 In General.
2. Chapter 478 Parking, Stopping and Standing.

Pursuant to notice, on motion by Frey, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Transportation & Public Works Committee:

Amending Title 17, Chapter 427 of the Minneapolis Code of Ordinances relating to Traffic Code: In General, relating to rules for The Commons.

March 24, 2017

RESOLUTIONS

Resolution 2017R-151 recognizing May 4, 2017, as National Children's Mental Health Awareness Day was adopted.

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

RESOLUTION 2017R-151

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

Recognizing May 4, 2017, as National Children's Mental Health Awareness Day in the City of Minneapolis.

Whereas, NAMI Minnesota (National Alliance on Mental Illness) is a non-profit organization working to improve the lives of children and adults with mental illnesses and their families through programs of education, support and advocacy; and

Whereas, May is Mental Health Month and May 1st – 7th is Children's Mental Health Week; and

Whereas, NAMI Minnesota offers Ending the Silence and In Our Own Voice programs in schools to raise awareness, Kidshop and Progression classes in the community to help children and teens, and awareness-raising activities in support of National Children's Mental Health Awareness Day and Mental Health Month; and

Whereas, this year's national theme, "Partnering for Help and Hope," focuses on the importance of integrating behavioral health and primary care for children, youth, and young adults with mental and/or substance use disorders; and

Whereas, green is the designated color for mental illness awareness, and national efforts include using green ribbons, wearing green, and also lighting buildings and structures green on May 4th;

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

That May 4, 2017, be recognized as National Children's Mental Health Awareness Day in the City of Minneapolis, and that the 35W Bridge be lit green on this day.

Resolution 2017R-152 recognizing Minneapolis Plumbers Local 15 for the Water's Off Program was adopted.

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

March 24, 2017

RESOLUTION 2017R-152

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

Honoring Minneapolis Plumbers Local 15 for the Water's Off Program.

Whereas, the United Association Plumbers and Gasfitters Local Union #15 was chartered on February 7, 1890 and currently represents approximately 1,800 members, working in all aspects of the Plumbing and Gas Distribution/Pipeline industry, along with Metal Trades Members and Engineers working for the City of Minneapolis; and

Whereas, plumbers are a vital part of keeping our communities clean and safe, and at the same time protecting our environment by installing and repairing the latest water saving equipment and systems; and

Whereas, in 1994 the Minneapolis Plumbers Local 15, St Paul and Mankato Plumbers Local 34 and Rochester Local 6 Plumbers and Pipefitters and Union Contractor Association initiated a program to raise awareness for all homeowners of the importance of conserving water; and

Whereas, after research it was found that those homeowners with the largest water bills were the same individuals who could least afford their bills; and

Whereas, unions and contractors partnered and developed the Water's Off Program to help those homeowners most in need, while also raising awareness of the importance of water conservation, safety and helping those residents better able to stay in their homes, and lower their utility costs attained through proper plumbing maintenance and repair; and

Whereas, "Water's Off" was started here in 1994 and is now a national volunteer program. Minnesota holds the largest "Water's Off" event in the nation; and

Whereas, volunteers donate their time one Saturday morning each spring to about 100 homes to provide the labor and union contractors from Minnesota Mechanical Contractors, the Metro Plumbing Heating and Cooling Contractors Associations provide the use of their vehicles, fuel, tools and parts at no cost; and

Whereas, Water's Off partners with Ramsey, Washington & Suburban Hennepin Community Action Program, Three Rivers Community Action and Minnesota Valley Action Council to develop a list of low-income seniors and disabled homeowners who are in need of plumbing repairs; and

Whereas, the union plumbers' locals then assign volunteers to each home to assist with plumbing needs on the day of the Water's Off event;

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

That Minneapolis Plumbers Local 15, in partnership with their Brothers in Trades from Saint Paul, Mankato Plumbers Local 34, Rochester Local 6 Plumbers and Pipe Fitters, and the Union Contractor Association, is recognized and thanked for their commitment and generous donation of time, talents, and materials in service to the community, and that March 25, 2017, be recognized as WATER'S OFF DAY in the City of Minneapolis.

March 24, 2017

Resolution 2017R-153 recognizing 40 to None Day was adopted.

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

RESOLUTION 2017R-153

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

Recognizing 40 to None Day.

Whereas, up to 40 percent of the approximately 1.6 million youth experiencing homelessness each year in the United States identify as lesbian, gay, bisexual, or transgender (LGBT), yet they make up only 5-7% of the general youth population; and

Whereas, no youth deserves to be without a home because of their sexual orientation or gender identity; and

Whereas, Minneapolis is committed to addressing the unique needs of LGBT youth at high risk of, or currently experience homelessness in our community; and

Whereas, everyone can make a difference as LGBT youth interact with more than just those working in homeless shelters; and

Whereas, The True Colors Fund is working to prevent and end homelessness among LGBT youth, creating a world in which young people can be their true selves; and 40 to None Day is a national day focused on raising awareness about LGBT youth; and

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

That we support the efforts to end homelessness among GLBT youth and acknowledge the work of Avenues for Homeless Youth to address the unique challenges facing GLBT youth enduring homelessness.

Resolution 2017R-154 supporting local decision-making authority was adopted.

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

RESOLUTION 2017R-154

By Glidden

Supporting Local Decision-Making Authority.

Whereas, local elected decision-makers are in the best position to determine what health, safety; and welfare regulations best serve their constituents; and

Whereas, just like state legislative leaders, local elected officials are held accountable through Minnesota's robust elections process; and

March 24, 2017

Whereas, ordinances at the local level are enacted only after a comprehensive, legal, and open process; and

Whereas, local units of government are required to publish notices about meetings where policies will be discussed and decisions will be made; and

Whereas, under the state's Open Meeting Law, public policy discussions and decisions must occur in meetings that are accessible to members of the public; and

Whereas, cities are often laboratories for determining public policy approaches to the challenges that face residents and businesses; and

Whereas, preservation of local control in Minnesota has yielded statewide benefits such as the 2007 Freedom to Breathe Act, an amendment to the Minnesota Clean Indoor Air Act; and

Whereas, more than two dozen bills that restrict local decision-making have been introduced in 2017 to date;

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

That this Council supports local decision-making authority and opposes legislation that removes the ability for local elected officials to respond to the needs of their businesses and constituents.

UNFINISHED BUSINESS

COUNCIL ACTION 2017A-0264

On motion by Cano, the sale of the property at 3321 25th Ave S, (Disposition Parcel No. TF-812) to Value Homes LLC for \$26,400 was denied.

ADJOURNMENT

On motion by Glidden, the meeting was adjourned.

Casey Joe Carl,
City Clerk