

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
JULY 21, 2017**

(Published July 29, 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, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

Absent - Council Members Alondra Cano, Lisa Bender.

On motion by B. Johnson, the agenda was amended to include under the Order of Resolutions a resolution declaring Haitian Flag Day.

On motion by Quincy, the agenda was amended to include under the Order of Introduction & Referral Calendar an additional ordinance introduction relating to the unclaimed property ordinance.

On motion by B. Johnson, the agenda was amended to include under the Order of Adjournment the litigation matter of Johnson v. City of Minneapolis, et al.

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

On motion by Glidden, the minutes of the regular meeting and the adjourned session held June 30, 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 July 27, 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 COMMITTEE OF THE WHOLE submitted the following reports:
COUNCIL ACTION 2017A-0525**

The Minneapolis City Council hereby:

1. Approves the following Council appointments to the Transgender Equity Council for three-year terms, beginning January 1, 2017, and ending December 31, 2019:
 1. Jared Erdmann, Seat 9.
 2. Kate Nelson, Seat 10.
 3. Destiny Xiong, Seat 11.
2. Confirms the Mayoral appointment of Kristin Johnson to the Transgender Equity Council, Seat 12, for a three-year term, beginning January 1, 2017, and ending December 31, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0526

The Minneapolis City Council hereby directs Human Resources staff to evaluate strategies that may provide pathways to employment for participants in Step-Up, Urban Scholars, and the City's other internship programs in conjunction with other strategic workforce planning initiatives intended to broaden recruitment, development, and retention programs and to report back to Committee of the Whole by November 1, 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0527

The Minneapolis City Council hereby directs the Open Data Advisory Group to develop recommended operational goals for the Open Data Policy, including increasing usability, usefulness, and utilization of open data and the open data portal, incorporating feedback from the local civil technology community in developing these recommendations and to report back to the IT Subcommittee within 90 days.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-307 approving the sale of the property at 4530 Bryant Ave N (Disposition Parcel No. VH-686) to Minnesota Construction, Inc. for \$5,000, subject to conditions.

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

RESOLUTION 2017R-307

By Goodman

Authorizing sale of land Disposition Parcel VH-686, under the Vacant Housing Recycling Program at 4530 Bryant Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-686, in the Lind-Bohanon neighborhood, from Minnesota Construction, Inc., hereinafter known as the Redeveloper, the Parcel VH-686, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-686; 4530 Bryant Ave N: Lot 18, Block 1, "James M. Gillespies' Third Addition to Minneapolis"; and

Whereas, the Redeveloper has offered to pay the sum of \$5,000 for Parcel VH-686 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 June 30, 2017, a public hearing on the proposed sale was duly held on July 11, 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 \$5,000 for Parcel VH-686.

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, Warsame, Goodman, Glidden, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2017R-308 approving the sale of the property at 4236 Snelling Ave S (Disposition Parcel No. TF-924) to Joanne Kuria for \$30,000, subject to conditions. If Joanne Kuria fails to close, approving the sale to Ibiaz, LLC for \$30,000, subject to conditions.

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

RESOLUTION 2017R-308

By Goodman

Authorizing sale of land Disposition Parcel TF-924, under the Vacant Housing Recycling Program at 4236 Snelling Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop disposition Parcel TF-924, in the Hiawatha neighborhood, from Joanne Kuria, hereinafter known as the Redeveloper and another offer to purchase and develop Parcel TF-924, from Ibiaz, LLC hereinafter

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known as the Alternate Redeveloper, the Parcel TF-924, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-924; 4236 Snelling Ave S: That part of the North 44 feet front and rear of Lot 2, lying East of a line drawn parallel with the Easterly line of said lot and distant 90 feet Westerly therefrom, Block 2, "Elmwood Park Addition to Minneapolis"; and

Whereas, the Redeveloper has offered to pay the sum of \$30,000, for Parcel TF-924; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Alternate Redeveloper has offered to pay the sum of \$30,000 for Parcel TF-924; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, both the Redeveloper and the Alternate Redeveloper have submitted to the City statements 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 June 30, 2017, a public hearing on the proposed sale was duly held on July 11, 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 \$30,000 for Parcel TF-924.

Be It Further Resolved that the acceptance of the offers and proposals are both 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 both the Redeveloper and the Alternate Redeveloper possess the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program, but that the City prefers the Redeveloper's proposal over the Alternate Redeveloper's proposal.

Be It Further Resolved that the Redeveloper's proposal 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 if and only if Redeveloper fails to close on the land sale pursuant to the conditions described above, the Alternate Redeveloper's proposal 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 30 days from the date of City notification to the Alternate Redeveloper; and 2) payment of holding costs of \$300.00 per month from the date of notification if the land sale closing does not occur on or before 30 days from the date of City notification to the Alternate Redeveloper.

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 or Alternate Redeveloper, as appropriate; 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 to execute and deliver a conveyance of the land to the Redeveloper or the Alternate Redeveloper, as appropriate; 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, Warsame, Goodman, Glidden, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0528

The Minneapolis City Council hereby:

1. Passage of Resolution 2017R-309 approving the sale of 2631 6th St NE (Disposition Parcel No. MH-7) for \$45,600 and 2528 14th Ave S (Disposition Parcel No. MH-10) for \$19,700 to City of Lakes Community Land Trust, subject to conditions.
2. Authorizes related agreements with the selected qualified developers or affiliated entities.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

RESOLUTION 2017R-309

By Goodman

Authorizing sale of land Disposition Parcels MH-7 and MH-10, under the Minneapolis Homes Program at 2631 6th St NE and 2528 14th Ave S.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-7 and MH-10, in the Holland and Midtown Phillips neighborhood, from City of Lakes Community Land Trust or an affiliated entity, hereinafter known as the Redeveloper, the Parcels MH-7 and MH-10, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-7; 2631 6th St NE: Lot 19, Block 9, Phillip's Addition to Minneapolis; and

LEGAL DESCRIPTION of MH-10; 2528 14th Ave S: The South 1/3 of Lot 2, and the North 1/3 of Lot 3, Block 14, Gale's First Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$45,600 for Parcel MH-7 and \$19,700 for the Parcel MH-10 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 June 30, 2017, a public hearing on the proposed sale was duly held on July 11, 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 \$45,600 for Parcel MH-7 and \$19,700 for the Parcel MH-10.

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, Warsame, Goodman, Glidden, Quincy, A. Johnson, Palmisano, President Johnson (11)

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0529

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. 17-00878, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

Approved by Mayor Betsy Hodges 7/21/2017.

(Published 7/25/2017)

COUNCIL ACTION 2017A-0530

The Minneapolis City Council hereby authorizes contract extension amendments of up to one year on 2016 or 2017 Great Streets Business District Support Grants in cases where a grantee has provided sufficient evidence to explain why they were unable to complete the scope of work within the initial

one-year period and demonstrate they have the resources to complete the work and achieve the outcomes within the extension period.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0531

The Minneapolis City Council hereby approves the reinstatement of the Rental Dwelling License for the property at 315 Buchanan St NE, formerly held by Mahmood Khan, to be held by new owner M Club Properties, LLC and Mark Iwaskewycz, based on submittal of an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0532

The Minneapolis City Council hereby:

1. Approves the application of Jaeger Corporation, doing business as Clubhouse Jaeger, for an On Sale Liquor, Class B License at 923 Washington Ave N (license upgrade).
2. Adopts the Business License Operating Conditions Agreement negotiated between the City of Minneapolis and Jaeger Corporation, doing business as Clubhouse Jaeger, allowing the licensee to obtain the On Sale Liquor with Sunday Sales Class B License at 923 Washington Ave, subject to adherence with the conditions contained therein.

On motion by Goodman, item 2 was amended to substitute the Amended Business License Operating Conditions Agreement, dated July 12, 2017, which included the following added condition:

“Clubhouse Jaeger shall notify neighboring residents and businesses about any application they make for temporary expansion of license for outdoor area(s).”

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted, as amended.

Approved by Mayor Betsy Hodges 7/21/2017.

(Published 7/25/2017)

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

COUNCIL ACTION 2017A-0533

The Minneapolis City Council hereby authorizes execution of a Quit Claim Deed for the sale of City-owned land located at 501 11th Ave S (PID 26-029-24-13-0092) to Timeshare Systems, Inc. for \$115,000. Any funds realized by the sale shall be credited to reimburse selling expenses with the remainder reserved in the Permanent Improvement Fund (04100-901000-348501) to be designated by Council authorization to fund capital improvements.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0534

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-40238 with Formations Studio, increasing the contract by \$26,300, for a revised contract total of \$226,300, for additional services associated with the *Nimbus* public art project on Nicollet Mall.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0535

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-41512 with PCI Roads, increasing the contract by \$36,815.96, for a revised contract total of \$718,515.96, for construction change orders for the renovation of a water main valve vault on Lyndale Ave N.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0536

The Minneapolis City Council hereby authorizes a three-year lease agreement with the Walker Art Center, in the total amount of \$3,960, to occupy two Vineland Ramp parking stalls with an art sculpture, as further set forth in File No. 17-00868 on file in the Office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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On motion by Reich, the easement agreements with North Loop Green Owners' Association, BIT T3 Investors LLC, and Hines North Loop Green LLC for sanitary sewer improvements was postponed.

COUNCIL ACTION 2017A-0537

The Minneapolis City Council hereby authorizes:

1. A Cooperative Construction Agreement with Hennepin County related to construction of the I-35W and Lake St Transit Access Project (PV074) including cost participation by the City.
2. A Cooperative Construction Agreement with the Minnesota Department of Transportation (MnDOT) related to the I-35W and Lake St Transit Access Project for maintenance of traffic control signal systems and interconnect.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0538

The Minneapolis City Council hereby authorizes payment in an amount not to exceed \$550,000 to Corky's Towing for temporary public towing services in District A/Zone 3 during the period of July 2016 through July 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

The WAYS & MEANS Committee submitted the following reports:

COUNCIL ACTION 2017A-0539

The Minneapolis City Council hereby approves the settlement of the lawsuit *State Farm v. Minneapolis, et al.*, (Court File No. 27-CV-17-3384) by payment in the amount of \$ 8,554.31 to Plaintiff State Farm as subrogee of Bryan Wilkens, and authorizes any documents necessary to effectuate the settlement.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0540

The Minneapolis City Council hereby approves the initiation of a proposed lawsuit against Alliance Steel and Structured Contracting, LLC to recover the costs to the Minneapolis Fire Department of responding

to a fire and authorizes the City Attorney's Office to execute any documents necessary to initiate the litigation.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0541

The Minneapolis City Council hereby authorizes an increase to Contract No. C-38603 with MCS Litigation Support in the amount of \$100,000 for a new not-to-exceed total of \$200,000, and extends the contract for two (2) years through July 31, 2019, to provide medical record, document, and other material procurement services.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0542

The Minneapolis City Council hereby authorizes an increase to Contract No. C-40809 with All Staff Recruiting Inc., d/b/a Jeane Thorne Staffing in the amount of \$130,000, for a new not-to-exceed amount of \$180,000, and extends the contract through Feb. 28, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0543

The Minneapolis City Council hereby approves the settlement of the lawsuit *Dawn Mitchell v. Aitkin County, et al.* (D-Minn Court File No. 13-CV-2167), by the payment in the amount of \$24,000 to Dawn Mitchell and her attorneys at Sapientia Law Group, and authorizes any documents necessary to effectuate the settlement.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0544

The Minneapolis City Council hereby authorizes an agreement with Hennepin County for use of Electronic Poll Books (EPBS), for a period of seven (7) years, from 2017 - 2023, providing the EPB hardware, software, operating equipment, license, and vendor support from KNOWiNK, LLC, at no cost to the City, for the performance of election duties and responsibilities.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

On behalf of the Ways & Means Committee, Quincy offered Resolution 2017R-310 authorizing acceptance of July 2017 donations made to the City of Minneapolis valued under \$15,000.

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

RESOLUTION 2017R-310

By Quincy

Authorizing acceptance of July 2017 donations made to the City of Minneapolis valued under \$15,000.

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

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

2017 July Donations Under \$15,000

| Name of Recipient Department | Name of Entity Making Donation | Description of Donation | Total |
|-----------------------------------|--------------------------------|--|--------------------|
| Minneapolis Animal Care & Control | Various individuals | Cash | \$ 1,155.00 |
| Minneapolis Animal Care & Control | Various individuals | In-kind | |
| Health Department | Robert Wood Johnson Foundation | Honorarium for Sarah Stewart to present at an Environmental Design & Research Conference | \$ 500.00 |
| TOTAL | | | \$ 1,655.00 |

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

Whereas, all such donations have been contributed to assist the city in the purposes stated, as allowed by law; and

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

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

That the donations described above are accepted and shall be used for public purposes.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0545

The Minneapolis City Council hereby approves funding of increased/new contracts related to the Collaborative Public Safety Strategies in the amount of \$30,000, from interest earnings on post-2009 tax increment funds in fund 01SNR.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0546

The Minneapolis City Council hereby authorizes a Membership Agreement with Northside Economic Opportunity Network (NEON) for shared workspace at 1007 W Broadway Ave not to exceed \$25,000 per year.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0547

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-24225 with Mid-City Plaza Partnership for the Elections warehouse lease at 724B Harding St NE (also known as 732A Harding St NE), extending the term for five (5) years, not-to-exceed \$85,000 per year.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0548

The Minneapolis City Council hereby authorizes a short-term Lease with the Cathedral Church of Saint Mark in the amount of \$4,300, for Election Judges' training space at 519 Oak Grove St. from Sept 11 - Oct 31, 2017.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0549

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41369 with Ebert, Inc. in the amount of \$69,032.23 for the Hamilton School Renovation Project, for a new, not-to-exceed total of \$3,428,796.19, for the mechanical system revisions and modifications that were not included in the original scope of the project.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0550

The Minneapolis City Council hereby authorizes a cooperative agreement with Hennepin County 4th District Court for the Drug Court to receive \$86,000 in funding for the Minneapolis Police Department to provide research and monitoring services to Hennepin County Drug Court for two (2) years, from July 1, 2017 - June 30, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0551

The Minneapolis City Council hereby:

1. Accepts a one-time \$10,000 grant from the Homes for All program at the McKnight Foundation to implement stage three of the Hearing Tenant Voices (HTV) project.

2. Passage of Resolution 2017R-311 appropriating funds to the Regulatory Services department.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

RESOLUTION 2017R-311

By 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 Regulatory Services Department in the Grant Fund (01600-8351400) by \$10,000, and increasing the Regulatory Services revenue estimate in the Grant Fund (01600-8351400-321513) by \$10,000.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0552

The Minneapolis City Council hereby authorizes agreements with Angela Papenfuss, Mona Smith (Allies LLC.), and Sandy Spieler for Bde Maka Ska public art for a combined total amount not-to-exceed \$236,000.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0553

The Minneapolis City Council hereby approves a separation of employment agreement of Craig Taylor consisting of payment of 6 months' salary, the payment of 6 months of COBRA benefits, and authorizes the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0554

The Minneapolis City Council hereby approves the settlement of the lawsuit Ah'men McGill v. Minneapolis, et al., by the payment of \$12,000 to Plaintiff Ah'men McGill and \$30,250 to his attorney Gaskins Bennett Birrell Schupp LLP, and authorizes any documents necessary to effectuate the settlement.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

COUNCIL ACTION 2017A-0555

The Minneapolis City Council hereby denies an appeal submitted by Joy Smallfield, on behalf of Sheridan Neighborhood Organization, regarding decisions of the City Planning Commission approving the following land use applications (PLAN3867), to allow a new 110-unit residential building, for the properties located at 1319, 1321, and 1327 Marshall St NE, and 108 and 114 14th Ave NE:

1. Conditional use permit to increase the maximum building height from 4 stories, 56 feet, to 6 stories, 74 feet, subject to conditions.
2. Variance to reduce the minimum loading requirement from 1 small space to no loading space.
3. Variance to reduce the minimum rear yard setback requirement along the alley from 15 feet to 10 feet.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0556

The Minneapolis City Council hereby approves the following amended land use applications (PLAN3867):

1. Conditional use permit to increase the maximum building height from 4 stories/56 feet to 6 stories/71 feet 4 inches, subject to the following condition: The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.

2. Variance to reduce the minimum rear yard requirement along the alley from 15 feet to 10 feet 5 inches.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0557

The Minneapolis City Council hereby denies an appeal submitted by Joy Smallfield, on behalf of the Sheridan Neighborhood Organization, regarding the decision of the City Planning Commission approving the following applications (PLAN4060) to allow a new, six-story mixed-use building with 95 dwelling units and approximately 3,400 square feet of commercial space for the properties located at 1301 Marshall St NE and 107 13th Ave NE, subject to conditions:

1. Conditional use permit to increase the maximum height from 4 stories or 56 feet, whichever is less, to 6 stories/70 feet.
2. Variance to increase the maximum allowed floor area ratio from 3.24 to 3.85.
3. Variance to increase the percentage of required parking spaces that may be satisfied with compact parking spaces from 25 percent (12 spaces) to 28 percent (13 spaces).
4. Variance to reduce the front yard requirement along the south property line from 7 feet to 0 feet for the easternmost 25 feet.
5. Variance to reduce the side yard requirement along the north property line from 15 feet to 9.5 feet.
6. Variance to reduce the rear yard requirement along the east property line from 15 feet to 2 feet.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0558

The Minneapolis City Council hereby approves the following amended land use applications (PLAN4060):

1. Conditional use permit to increase the maximum height from 4 stories or 56 feet, whichever is less, to 5 stories/60 feet, subject to the following condition: The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.
2. Variance to increase the maximum floor area ratio from 3.24 to 3.68, subject to the following conditions:
 1. The ground floor non-residential uses shall not be less than 3,000 square feet, as proposed.
 2. The applicant shall work with Public Works and CPED staff to implement a comprehensive stormwater management plan that manages all stormwater on-site.

3. Variance to increase the percentage of required parking spaces that may be satisfied with compact parking spaces from 25 percent to 36 percent.
4. Variance to reduce the side yard requirement along the north property line from 13 feet to 6.5 feet.
5. Variance to reduce the rear yard requirement along the east property line from 13 feet to 2 feet.
6. An amended site plan review application for a five-story mixed-use building with 93 dwelling units and approximately 3,400 square feet of commercial space, subject to the following conditions:
 1. CPED staff shall review and approve the final site, elevation, landscaping, and lighting plans before building permits may be issued.
 2. All site improvements shall be completed by June 30, 2019, unless extended by the Zoning Administrator or the permit may be revoked for non-compliance.
 3. The applicant shall submit a lighting plan showing footcandles before building permits may be issued.
 4. Non-residential ground floor windows shall have clear or lightly tinted glass with a visible light transmittance ratio of six-tenths (0.6) or higher.
 5. All new signs are required to meet the requirements of Chapter 543 of the zoning code and separate approvals shall be obtained from CPED.
 6. A decorative fence shall be installed on the west and east sides of the landscaped area along the north side of the building to restrict pedestrian access between the north elevation and the property to the north.
 7. No fewer than 4 bicycle parking spaces shall be located within 50 feet of a principal entrance that connects to the non-residential uses.
 8. The east elevation shall be revised to comply with the restriction on blank walls exceeding 25 feet in length.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0559

The Zoning & Planning Committee forwarded without recommendation an appeal submitted by David Edquist of Holiday Stationstores regarding decisions of the City Planning Commission denying the following land use applications (PLAN4200) to reconstruct an automobile convenience facility and car wash for the property located at 1624 Washington Ave N.

Yang moved to grant the appeal, adopt amended Findings of Fact; and approve the following land use applications (PLAN4200) to reconstruct an automobile convenience facility and car wash for the property located at 1624 Washington Ave N:

1. Conditional use permit to allow for an automobile facility, subject to the following conditions:
 1. The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.
 2. Speakers are for emergency use and/or for help with accessibility use issues for patrons only.
2. Conditional use permit to allow for a dynamic sign, subject to the following conditions:
 1. The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence.
 2. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.
3. Site plan review, subject to the following conditions:
 1. All site improvements shall be completed by July 21, 2019, unless extended by the Zoning Administrator, or the permit may be revoked for non-compliance.
 2. CPED staff shall review and approve the final site, elevation, landscaping, and lighting plans before building permits may be issued.
 3. CPED staff shall review and approve the final floor plans to ensure all proposed shelving, mechanical equipment, and other similar fixtures allow views into and out of the building between four and seven feet above the adjacent grade.
 4. The applicant shall provide screening of all of the roof-top and ground-level mechanical equipment per section 535.70 of the zoning code.
 5. The plant materials, and installation and maintenance of the plant materials, shall comply with sections 530.200 and 530.210 of the zoning code.
 6. The applicant shall provide a raised walkway through the parking lot to delineate the walkway from the parking area.
 7. The trash enclosure shall be relocated to an area at the north end of the site or within the proposed building.
 8. The applicant shall provide sufficient detail, such as windows, entries, recesses or projections, or other architectural elements to avoid blank walls exceeding 25 feet on the building elevations.
 9. The applicant shall provide at least one canopy tree per 500 square feet of the required landscaped area. In addition, the applicant shall provide at least one tree for each 25 feet of parking and loading frontage.

10. The applicant shall provide the mechanism to control the luminance of the proposed blue LED lighting on the building and canopy.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

The motion was adopted.

COUNCIL ACTION 2017A-0560

The Minneapolis City Council hereby grants an appeal submitted by Justin Weinberg, on behalf of the August Schell Brewing Co., of the Heritage Preservation Commission's decisions approving a Certificate of Appropriateness (PLAN4328) to allow rehabilitation of, and modifications to, an existing off-premise sign and sign structure for the property located at 4 Island Ave W, subject to the following conditions:

1. Approval of the final plans by the Department of Community Planning and Economic Development.
2. The proposed security screening will be attached to the existing sign structure using existing bolt holes or clamped-on mounting brackets to avoid drilling new holes into the structure.
3. The proposed contour LED tubing will be affixed to the sign surface at the same location as, and using, the existing holes for the historic neon tube supports; care will be taken to avoid the need for introducing any new openings in the surface of the original porcelain-enamel panels.
4. Proposed tree removal must be completed in accordance with section 551.520 of the Zoning Code. Best management practices shall be utilized to prevent erosion, and vegetation ensuring a "continuous natural cover" shall be restored as soon as feasible following the completion of construction, to maintain the natural appearance of the riverbank in accordance with the Shoreland Overlay District provisions of the Zoning Code and Historic District guidelines, with proposed plantings to be reviewed and approved by staff.
5. The restoration of the historic color scheme (warm white, green, red, and amber, as outlined above) and historically accurate lighting sequence (including the lighting of each letter and then the word 'beer' individually, then flashing, and then restarting the sequence) are considered appropriate and are approved.
6. Limited commemorative and recurring color changes are considered acceptable, and are allowed on stated occasions as proposed in the application and outlined in the staff report.
7. By ordinance, approvals are valid for a period of two years from the date of the decision unless required permits are obtained and the action approved is substantially begun and proceeds in a continuous basis toward completion. Upon written request and for good cause, the planning director may grant up to a one year extension if the request is made in writing no later than June 6, 2019.
8. By ordinance, all approvals granted in this certificate of appropriateness shall remain in effect as long as all of the conditions and guarantees of such approvals are observed. Failure to comply with such conditions and guarantees shall constitute a violation of this Certificate of Appropriateness and may result in termination of the approval.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0561

The Minneapolis City Council hereby approves an application submitted by CPM Development for an interim use permit (PLAN4474) allowing a temporary 18-space surface parking lot on the property located at 1409 LaSalle Ave for a period lasting until July 31, 2018, subject to the following conditions:

1. The interim use shall expire no later than July 31, 2018.
2. At the end date of the interim use, the applicant shall cease operation of the 18-space surface parking lot or apply for the applicable land use applications. If the applicable land use applications are not applied for, the site shall be completely landscaped with turf until such time that a land use application or zoning approval is granted to allow a different use of the property.
3. CPED staff shall review and approve the final site and landscaping plans before building permits may be issued.
4. CPM Development will work with the owner of 1425 LaSalle to implement a visible permit system for each car parked in the lot, and that any car parked in the lot without this permit be either tagged or towed.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

On motion by A. Johnson, the application of Kyle Thomas, of Thomas and Sons, for an interim use permit to allow a temporary concrete, asphalt, and rock crushing facility at 2 Dowling Ave N, was postponed.

COUNCIL ACTION 2017A-0562

The Minneapolis City Council hereby:

1. Approves an application submitted by Timeshare Systems Inc., to vacate a street easement from a parcel owned in fee title by the City of Minneapolis at the southerly corner of the intersection of 11th Ave S and S 5th St, subject to the retention of easements by CenturyLink, Verizon, and Comcast.
2. Passage of Resolution 2017R-312 approving Vac-1657.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

July 21, 2017

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

RESOLUTION 2017R-312

By Bender

Vacating a street easement from a parcel owned in fee title by the City of Minneapolis at the southerly corner of the intersection of 11th Avenue South and South 5th Street (Vac-1657).

Resolved by The City Council of The City of Minneapolis:

That part of Lots 9, 10, 11, and 12, Block 7, MORRISON, SMITH AND HANCOCK'S ADDITION TO MINNEAPOLIS, described as follows:

Beginning at the most Northerly corner of said Lot 12; thence South 30 degrees, 04 minutes, 33 seconds West on an assumed bearing, along the Northwesterly line of said Lot 12, a distance of 127.58 feet; thence Easterly, a distance of 259.94 feet along a non-tangential curve concave to the South having a radius of 240.00 feet, and central angle of 62 degrees, 03 minutes, 21 seconds and the chord of said curve bears North 89 degrees, 04 minutes, 43 seconds East; thence North 30 degrees, 06 minutes, 24 seconds East along the prolongation of a radial line of said curve, a distance of 0.08 feet to the Northeasterly line of said Lot 9; Thence North 59 degrees, 54 minutes, 07 seconds West along the Northeasterly line of said Block 7, a distance of 212.08 feet to the point of beginning.

All according to the plats thereof on file and of record in the Hennepin County Recorder's Office and in the Office of the Register of Titles, and situate in Hennepin County, Minnesota is hereby vacated except that such vacation shall not affect the existing authority of CenturyLink, Verizon and Comcast, their successors and assigns, to enter upon that portion of the aforescribed area which is described in regard to each of said corporations as follows, to wit:

CenturyLink: subject to an easement over the entire area to be vacated.

Verizon: subject to an easement over the entire area to be vacated.

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

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

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0563

The Minneapolis City Council hereby:

1. Approves an application submitted by Franklin Portland Gateway Phase IV, LP, to vacate drainage and utility easement dedicated in the plat South Quarter Phase Four Addition, 1920-28 Portland Ave S.
2. Passage of Resolution 2017R-313 approving Vac-1666.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

RESOLUTION 2017R-313

By Bender

Vacating drainage and utility easements dedicated in the plat South Quarter Phase Four Addition (Vac-1666).

Resolved by The City Council of The City of Minneapolis:

Those parts of the Drainage and Utility Easements dedicated on the plat of SOUTH QUARTER PHASE FOUR ADDITION, Hennepin County Minnesota, described as follows:

Commencing at the southeast corner of Lot 2, Block 1, said SOUTH QUARTER PHASE FOUR ADDITION, thence northerly along the east line of said Lot 2, on an assumed bearing of North 00 degrees 05 minutes 37 seconds West, a distance of 24.45 feet; thence South 89 degrees 54 minutes 23 seconds West 14.35 feet to the point of beginning of the land to be described; thence continuing South 89 degrees 54 minutes 23 seconds West 0.80 feet; thence North 00 degrees 05 minutes 37 seconds West 58.18 feet; thence South 89 degrees 54 minutes 23 seconds West 27.83 feet; thence North 00 degrees 05 minutes 37 seconds West 1.46 feet; thence North 89 degrees 54 minutes 23 seconds East 28.63 feet; thence South 00 degrees 05 minutes 37 seconds East 25.60 feet; thence North 89 degrees 54 minutes 23 seconds East 6.00 feet; thence South 00 degrees 05 minutes 37 seconds East 15.65 feet; thence South 89 degrees 54 minutes 23 seconds West 6.00 feet; thence South 00 degrees 05 minutes 37 seconds East 18.39 feet to the point of beginning.

AND:

Commencing at the southeast corner of Lot 2, Block 1, said SOUTH QUARTER PHASE FOUR ADDITION; thence northerly along the east line of said Lot 2, on an assumed bearing of North 00 degrees 05 minutes 37 seconds West, a distance of 224.25 feet; thence South 89 degrees 54 minutes 23 seconds West 37.20 feet; thence South 00 degrees 05 minutes 37 seconds East 26.24 feet to the point of beginning of the land to be described; thence continuing South 00 degrees 05 minutes 37 seconds East a distance of 1.50 feet; thence North 89 degrees 54 minutes 23 seconds East 22.05 feet; thence South 00 degrees 05 minutes 37 seconds East 64.00 feet; thence South 89 degrees 54 minutes 23 seconds West

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27.83 feet; thence South 00 degrees 05 minutes 37 seconds East 1.35 feet; thence North 89 degrees 54 minutes 23 second East 28.80 feet; thence North 00 degrees 05 minutes 37 seconds West 25.55 feet; thence North 89 degrees 54 minutes 23 seconds East 6.00 feet; thence North 00 degrees 05 minutes 37 seconds West 15.65 feet; thence South 89 degrees 54 minutes 23 seconds West 6.00 feet; thence North 00 degrees 05 minutes 37 seconds West 25.65 feet; thence South 89 degrees 54 minutes 23 seconds West 23.02 feet to the point of beginning, is hereby vacated.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0564

The Minneapolis City Council hereby:

1. Approves an application submitted by Minneapolis Park and Recreation Board to vacate that part of 5th Ave NE left in the re-routing of Main St NE and Marshall St NE, subsequently used by the Park Board as Pioneer Triangle, 444 Main St NE, subject to the retention of easements by the City of Minneapolis.
2. Passage of Resolution 2017R-314 approving Vac-1673.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

RESOLUTION 2017R-314

By Bender

Vacating that part of 5th Ave NE left in the re-routing of Main St NE and Marshall St NE, subsequently used by the Park Board as Pioneer Triangle (Vac-1673).

Resolved by The City Council of The City of Minneapolis:

That part of 5th Avenue Northeast, TOWN OF SAINT ANTHONY, described as follows:

Commencing at the most easterly corner of Lot 1, Block 19, Town of St. Anthony; thence southeasterly along the southeasterly extension of the northeasterly line thereof for a distance of 21.92 feet; thence deflecting right 52 degrees, 50 minutes, 30 seconds, a distance of 85.21 feet; thence northwesterly at a right angle 92.18 feet to the southeasterly line of said Lot 1; thence northeasterly to the point of beginning.

July 21, 2017

All according to the plats thereof on file and of record in the Hennepin County Recorder's Office and in the Office of the Register of Titles, and situate in Hennepin County, Minnesota is hereby vacated except that such vacation shall not affect the existing authority of the City of Minneapolis, their successors and assigns, to enter upon that portion of the aforescribed area which is described in regard to each of said corporations as follows, to wit:

City of Minneapolis: subject to an easement over the entire area to be vacated.

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

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0565

The Minneapolis City Council hereby:

1. Passage of Ordinance 2017-034 amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, allowing live theater in industrial districts:
 1. Chapter 550 Industrial Districts.
 2. Chapter 551 Overlay Districts.
2. Returns to author Chapter 536 Specific Development Standards.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

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

ORDINANCE 2017-034

By Reich

Intro & 1st Reading: 11/4/2016

Ref to: Z&P

2nd Reading: 7/21/2017

Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code.

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

Section 1. That Table 550-1 contained in Section 550.30 of Chapter 550, Industrial Districts, be amended to read as follows:

Table 550-1 Principal Uses in the Industrial Districts

| Use | I1 | I2 | I3 | Specific Development Standards |
|--|----|----|----|--------------------------------|
| INDUSTRIAL USES | | | | |
| Generalized Use Categories | | | | |
| Light industrial | P | P | P | |
| Medium industrial | | P | P | |
| General industrial | | | C | |
| Specific Industrial Uses | | | | |
| Concrete, asphalt and rock crushing facility | | | C | ✓ |
| Contractor yard | | P | P | |
| Dry cleaning establishment | C | P | P | ✓ |
| Film, video and audio production | P | P | P | ✓ |
| Food and beverage products | P | P | P | |
| Furniture moving and storage | P | P | P | |
| Grain elevator or mill | | | C | |
| Grain mill, small-scale | P | P | P | ✓ |
| Greenhouse, wholesale | P | P | P | |
| Industrial machinery and equipment sales, service and rental | C | P | P | |
| Laundry, commercial | P | P | P | ✓ |
| Packaging of finished goods | P | P | P | |
| Research, development and testing laboratory | P | P | P | |
| Recycling facility | | C | C | ✓ |
| Scrap/salvage yard, metal milling facility | | | C | ✓ |
| Self service storage | P | P | P | |
| Snow storage site | P | P | P | ✓ |
| Urban farm | P | P | | ✓ |
| Wholesaling, warehousing and distribution | P | P | P | |

| | | | | |
|---|---|---|---|---|
| Planned Unit Development | C | C | C | ✓ |
| Commercial Uses | | | | |
| Retail Sales and Services | | | | |
| Art gallery | P | P | | |
| Art studio | P | P | | |
| Building material sales | P | P | | |
| Child care center | P | P | | ✓ |
| Contractor's office | C | P | P | |
| Day labor agency | C | C | P | ✓ |
| Farmers' market | P | P | | ✓ |
| Liquor store, off-sale | C | C | | ✓ |
| Motorized scooter sales | P | P | P | |
| Neighborhood electric vehicle sales | P | P | P | |
| Office supply sales and service | P | P | | |
| Photocopying | P | P | | |
| Veterinary clinic | P | P | | ✓ |
| Offices | P | P | P | |
| Automobile Services | | | | |
| Automobile convenience facility | C | C | C | ✓ |
| Automobile rental | C | C | C | ✓ |
| Automobile repair, major | C | C | C | ✓ |
| Automobile repair, minor | C | C | C | ✓ |
| Automobile sales | C | C | C | ✓ |
| Car wash | C | C | C | ✓ |
| Food and Beverages | | | | |
| Catering | P | P | | |
| Coffee shop, with limited entertainment | P | P | | ✓ |
| Nightclub | C | C | | ✓ |
| Restaurant, delicatessen | P | P | | ✓ |
| Restaurant, fast food | C | C | | ✓ |
| Restaurant, sit down, including the serving of alcoholic beverages with general entertainment | P | P | | ✓ |

| Commercial Recreation, Entertainment and Lodging | | | | |
|--|---|---|---|---|
| Indoor recreation area | P | P | | ✓ |
| Hotel, 5—20 rooms | P | P | | ✓ |
| Hotel, 21 rooms or more | P | P | | ✓ |
| Radio or television station | P | P | | |
| Regional sports arena | P | | | ✓ |
| Sports and health facility | P | | | |
| Medical Facilities | | | | |
| Birth center | P | P | | ✓ |
| Clinic, medical or dental | P | P | | |
| Hospital | C | C | | ✓ |
| Laboratory, medical or dental | P | P | | |
| Transportation | | | | |
| Ambulance service | C | C | C | |
| Bus garage or maintenance facility | C | C | C | |
| Horse and carriage assembly/ transfer site | C | C | C | ✓ |
| Intermodal containerized freight facility | | | C | ✓ |
| Limousine service | C | C | C | ✓ |
| Motor freight terminal | | C | C | ✓ |
| Motor vehicle storage lot | | C | C | |
| Package delivery service | C | C | C | ✓ |
| Railroad switching yards and freight terminal | | | C | ✓ |
| Taxicab service | C | C | C | ✓ |
| Towing service | | C | C | |
| Truck, trailer, boat, recreational vehicle or mobile home sales, service or rental | C | C | C | |
| Waste hauler | | C | C | ✓ |
| PARKING FACILITIES | | | | |
| Parking facility | C | C | C | |
| INSTITUTIONAL AND PUBLIC USES | | | | |
| Educational Facilities | | | | |
| School, vocational or business | P | P | P | ✓ |
| Social, Cultural, Charitable, and Recreational Facilities | | | | |

| | | | | |
|---|----------|----------|---|----------|
| Athletic field | P | P | P | ✓ |
| Club or lodge, with general entertainment | P | P | | |
| Community center | P | P | | ✓ |
| Community garden | P | P | | ✓ |
| Community service facility | P | P | P | ✓ |
| Development achievement center | P | P | | |
| Educational arts center | P | P | | |
| Mission | C | C | C | ✓ |
| Park | P | P | P | |
| <u>Theater, indoor, live performances only</u> | <u>P</u> | <u>P</u> | | <u>✓</u> |
| Religious Institutions | | | | |
| Place of assembly | P | P | | |
| RESIDENTIAL USES | | | | |
| Community correctional facility serving up to thirty-two (32) persons | C | C | C | ✓ |
| PUBLIC SERVICES AND UTILITIES | | | | |
| Animal shelter | C | C | C | ✓ |
| Bus turnaround | C | C | C | |
| Communication exchange | C | C | C | |
| Electric or gas substation | C | C | C | |
| Electricity generation plant, hydroelectric | C | C | C | ✓ |
| Electricity generation plant, non-nuclear | | | C | ✓ |
| Fire station | C | C | C | |
| Garage for public vehicles | C | C | C | |
| Heating or cooling facility | C | C | C | |
| Mounted patrol stable | C | C | C | ✓ |
| Passenger transit station | C | C | C | |
| Police station | C | C | C | |
| Post office | C | C | C | |
| Railroad right-of-way | C | C | C | |
| River freight terminal | | | C | |
| Stormwater retention pond | C | C | C | |
| Street and equipment maintenance facility | C | C | C | |

| | | | | |
|---------------------------------------|---|---|---|---|
| Vehicle emission testing station | C | C | C | |
| Waste transfer or disposal facility | | | C | ✓ |
| Water pumping and filtration facility | C | C | C | |

Section 2. That Section 551.360 contained in Chapter 551, Overlay Districts, be amended to read as follows:

551.360. - Permitted uses. (a) *Uses.* In addition to the uses permitted in the primary zoning district, the following uses shall be permitted in the Industrial Living Overlay District, provided such uses shall be located in buildings existing on the effective date of this ordinance:

- (1) General retail sales and services uses.
- (2) Antiques and collectibles.
- (3) Banks and financial institutions.
- (4) Bookstore, new or used.
- (5) Grocery store.
- (6) Laundry, self service.
- (7) Performing, visual or martial arts school.
- (8) Reception or meeting hall.
- (9) Sports and health facility.
- ~~(10) Theater, indoor, provided live performance only.~~
- ~~(11)~~ (10) Video stores up to four thousand (4,000) square feet.

(b) *Maximum floor area.* The gross floor area for the uses permitted in sections (a)(1) through (a)(8) above shall be unlimited, provided the use complies with the floor area ratio requirements of the primary zoning district and provided alterations made to the exterior of the building shall maintain the architectural integrity and character of the building and surrounding area.

On roll call, the result was:

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

Noes: (0)

Absent: Cano, Bender (2)

Adopted.

COUNCIL ACTION 2017A-0566

The Minneapolis City Council hereby:

1. Approves an application submitted by Daniel Oberpriller to rezone (PLAN3867) the properties located at 1319, 1321, and 1327 Marshall St NE, and 108 and 114 14th Ave NE, from C1 (Neighborhood Commercial District) to C3A (Community Activity Center District), to allow a new 110-unit residential building.
2. Passage of Ordinance 2017-035 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

July 21, 2017

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

ORDINANCE 2017-035
By Bender
Intro & 1st Reading: 1/6/2014
Ref to: Z&P
2nd Reading: 7/21/2017

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 parcels of land, pursuant to MS 462.357:

The Southeasterly 25 feet, front and rear, of Lot 4, and the Northwesterly 8 feet, front and rear, of Lot 3, all in Block 1, Traders Addition to the Town of St. Anthony, Hennepin County, Minnesota, Abstract Property, (1319 Marshall St NE – Plate #9) to the C3A Community Activity Center District.

AND

The Northwesterly 41 feet of Lot 4, and the Southeasterly 22 feet of Lot 5, Block 1, Traders Addition to the Town of St. Anthony, Torrens Property, Certificate of Title No. 390173, (1321 Marshall St NE – Plate #9) to the C3A Community Activity Center District.

AND

Lot 5, Block 1, Traders Addition to the Town of St. Anthony, except the Southeasterly 22 feet thereof, Hennepin County, Minnesota, Abstract Property, (1327 Marshall St NE – Plate #9) to the C3A Community Activity Center District.

AND

That part of Lot 6, Block 1, Traders Addition to the Town of St. Anthony, lying Southwesterly of the Northeasterly 61 feet thereof, Torrens Property, Certificate of Title No. 501135, (108 14th Ave NE – Plate #9) to the C3A Community Activity Center District.

AND

The rear or Northeasterly 61 feet of Lot 6, Block 1, Traders Addition to the Town of St. Anthony, Hennepin County, Minnesota, Abstract Property, (114 14th Ave NE – Plate #9) to the C3A Community Activity Center District.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

July 21, 2017

COUNCIL ACTION 2017A-0567

The Minneapolis City Council hereby:

1. Approves an application submitted by Scott Nelson of DJR Architecture to rezone (PLAN4060) the properties located at 1301 Marshall St NE and 107 13th Ave NE from I1 Light Industrial District to C3A Community Activity Center District, retaining the MR Mississippi River Critical Area Overlay District, to allow a six-story, mixed-use building with 95 dwelling units and approximately 3,400 square feet of commercial space.
2. Passage of Ordinance 2017-036 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, Warsame, Goodman, Glidden, Quincy, A. Johnson, Palmisano (10)

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

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

ORDINANCE 2017-036

By Bender

Intro & 1st Reading: 1/6/2014

Ref to: Z&P

2nd Reading: 7/21/2017

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 parcels of land, pursuant to MS 462.357:

Lots 1 and 2, Block 1, Trader's Addition to the Town of St. Anthony, Hennepin County, Minnesota (1301 Marshall St NE and 107 13th Ave NE – Plate #9) to the C3A Community Activity Center District, retaining the MR Mississippi River Critical Area Overlay District.

On roll call, the result was:

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

Noes: President Johnson (1)

Absent: Cano, Bender (2)

Adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 1, Chapter 2 of the Minneapolis Code of Ordinances relating to General Provisions: Administrative Enforcement and Hearing Process, adjusting the appeal deadline provided in Section 2.80.

Frey gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, amending regulations related to parking garages:

1. Chapter 520 Introductory Provisions
2. Chapter 525 Administration and Enforcement
3. Chapter 527 Planned Unit Development
4. Chapter 530 Site Plan Review
5. Chapter 536 Specific Development Standards
6. Chapter 541 Off-Street Parking and Loading
7. Chapter 548 Commercial Districts
8. Chapter 549 Downtown Districts
9. Chapter 551 Overlay Districts.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Quincy and Palmisano, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Ways & Means Committee:

Amending Title 2, Chapter 17 of the Minneapolis Code of Ordinances relating to Administration: Finance, adding a new Section 17.145 entitled "Unclaimed Property."

On motion by Quincy, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Ways & Means Committee:

Amending Title 17, Chapter 427 of the Minneapolis Code of Ordinances relating to Streets and Sidewalks: In General, repealing Section 427.100 entitled "Disposition of property found in streets and property lawfully coming into the possession of the City in the course of municipal operations."

RESOLUTIONS

Resolution 2017R-315 proclaiming September 19, 2017, Leukemia & Lymphoma Society, Light The Night Awareness Day in the City of Minneapolis was adopted.

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

RESOLUTION 2017R-315

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

Proclaiming September 19, 2017, Leukemia & Lymphoma Society, Light The Night Awareness Day in the City of Minneapolis.

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Whereas, the Leukemia & Lymphoma Society (LLS) exists to find cures and ensure access to treatments for blood cancer patients. LLS is saving lives not someday, but today; and

Whereas, the LLS mission is: Cure leukemia, lymphoma, Hodgkin's disease, and myeloma, and to improve the quality of life for patients; and

Whereas, LLS funds research to advance more breakthrough therapies for blood cancer patients; and

Whereas, LLS is the voice for all blood cancer patients, and is working to ensure access to the best possible treatments; and

Whereas, every three minutes someone in the United States is diagnosed with a blood cancer. Every ten minutes someone dies; and

Whereas, Light the Night is bringing light to the darkness of cancer, raising awareness and funds to cure blood cancers;

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

That we do hereby proclaim September 19, 2017, Leukemia & Lymphoma Society, Light The Night Awareness Day in the City of Minneapolis and that the 35W Bridge be lit red on this day to raise awareness, provide support, fund blood cancer research, and help "light the night" in the darkness of cancer.

Resolution 2017R-316 recognizing September 2017 as Ovarian Cancer Awareness Month in the City of Minneapolis was adopted.

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

RESOLUTION 2017R-316

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

Recognizing September 2017 as Ovarian Cancer Awareness Month in the City of Minneapolis.

Whereas, ovarian cancer is the ninth most commonly diagnosed cancer among women, with an estimated 22,000 new cases this year; and

Whereas, in women ages 35-74, ovarian cancer is the fifth leading cause of cancer-related death; and

Whereas, every woman is at risk for ovarian cancer, regardless of age, heritage, or medical history; and

Whereas, according to the American Cancer Society, nearly 400 women in Minnesota will be diagnosed this year with ovarian cancer and an estimated 260 women with the disease will die; and

Whereas, diagnosis of ovarian cancer often does not occur until it has reached an advanced stage, making it the most deadly of all gynecological cancers; and

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Whereas, because of the late diagnosis, 45 percent of women diagnosed with ovarian cancer die within five years; and

Whereas, ovarian cancer is treatable when detected early, and more than 92 percent of women survive longer than five years if the disease is detected and treated before it has spread beyond the ovaries; and

Whereas, more ovarian cancer research is critically needed to develop prevention strategies, early detection tools, better therapies, and a cure; and

Whereas, women's lives will be saved by raising public awareness about ovarian cancer and educating doctors and women about the symptoms of the disease.

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

That the month of September is recognized as Ovarian Cancer Awareness Month in the City of Minneapolis.

Be It Further Resolved that the I-35W Bridge be lit teal on Friday, September 1, 2017, in honor of the Minnesota Ovarian Cancer Alliance's work to raise awareness, provide support, and fund ovarian cancer research.

Resolution 2017R-317 recognizing the University of Minnesota Foundation was adopted.

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

RESOLUTION 2017R-317

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

Recognizing the University of Minnesota Foundation.

Whereas, the University of Minnesota Foundation (UMF) is a key partner with the University in building and sustaining excellence among students and faculty, and fueling discovery in important areas on all University of Minnesota campuses; and

Whereas, UMF accomplishes this by raising and managing gifts from individuals and organizations. Through collaboration with University leaders and development officers from all campuses, colleges, and programs, UMF staff ensure that fundraising activities are consistent with the University's highest priorities and the donor's philanthropic intentions; and

Whereas, UMF is a separate nonprofit organization with the sole purpose of supporting the University. It has been designated by the University of Minnesota's Board of Regents as the central development office for the University; and

Whereas, the vision of UMF is, "A future transformed by philanthropy, one dream and one legacy at a time;" and

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Whereas, the mission of UMF is, “To connect passion with possibility, inspire generosity, and support greatness at the University of Minnesota;” and

Whereas, the University of Minnesota Foundation will kick off the academic year by hosting a special event on Friday, September 8, 2017, celebrating all U of MN campuses, on the Gateway Plaza of the McNamara Alumni Center;

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

That the 35W Bridge is a primary artery into and out of the heart of campus and it is fitting that the bridge be lit maroon and gold September 8, 2017, and September 9, 2017, the first weekend of school and on the heels of the special event to evoke further pride and interest in the University of Minnesota.

Resolution 2017R-318 recognizing Haitian Flag Day was adopted.

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

RESOLUTION 2017R-318

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

Declaring Haitian Flag Day.

Whereas, in 1492 the Indigenous Taino people discovered the lost mercenary Christopher Columbus off the coast of what was known then and now as Haiti or Ayiti, a name deriving from the Arawak language, and one which was restored after Independence was won from the French; and

Whereas, after a painful history of Indigenous genocide and cruel exploitation of the labor of enslaved African peoples on vast sugar and coffee plantations that transferred significant wealth to European colonial powers, Haiti became the only nation in the Western Hemisphere to defeat three European empires, and remains the only nation in the world established as the result of a successful revolutionary uprising of enslaved African people; and

Whereas, hundreds of Haitians have made the Twin Cities their home, often as refugees, and this civically engaged community is a unique part of the diversity of Minneapolis, contributing to our vibrant arts, musical scene, and local business community; and

Whereas, when Haiti was hit by a devastating earthquake in 2010, the Haitian diaspora community in Minneapolis and around the world took action, gathering resources and supplies to send home, and the local Haitian community created the nonprofit Haitian Community of Minnesota to align efforts for the earthquake relief and have continued to provide services to local Haitian families through this organization; and

Whereas, the nation of Haiti and Haitian people all over the world celebrate Haitian Flag Day each year on May 18 which commemorates the adoption of the flag at the 1803 Arcahaye Conference and provides an opportunity for the Haitian community to come together to celebrate and share their history and culture;

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

That May 18 shall be recognized as Haitian Flag Day in Minneapolis.

ADJOURNMENT

On motion by Glidden, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the following legal matters: Johanna Beth McDonough v. Al's Auto Sales, et al.; and Johnson v. City of Minneapolis, et al.

ADJOURNED SESSION

Council President Johnson called the adjourned session to order at 10:25 a.m. in Room 315, a quorum being present.

Attorney Tim Skarda stated that the meeting may be closed as permitted by the attorney-client privilege under the Minnesota Open Meeting Law to discuss attorney-client communications.

At 10:26 a.m., on motion by Glidden, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) to discuss the litigation matters of Johanna Beth McDonough v. Al's Auto Sales, et al; and Johnson v. City of Minneapolis, et al.

Present - Council Members Kevin Reich, Cam Gordon (In at 10:30 a.m.), Jacob Frey, Blong Yang, Abdi Warsame (In at 10:28 a.m.), Lisa Goodman, Elizabeth Glidden, John Quincy, Andrew Johnson (In at 10:28 a.m.), Linea Palmisano (In at 10:38 a.m.), President Barbara Johnson.

Absent - Council Members Alondra Cano, Lisa Bender.

Also Present - Erik Nilsson, Deputy City Attorney, Tim Skarda, Litigation Manager, Assistant City Attorneys Sara Lathrop, George Norris, and Tracey Fussy, City Attorney's Office; Mike Kjos and Jason Case, Police Department; Casey Joe Carl, City Clerk, and Jackie Hanson, City Clerk's Office.

Lathrop and Norris summarized the Johnson v. City of Minneapolis, et al. lawsuit from 10:28 a.m. to 10:47 a.m.

Fussy summarized the Johanna Beth McDonough v. Al's Auto Sales, et al. lawsuit from 10:47 a.m. to 11:00 a.m.

At 11:00 a.m., on motion by Goodman, the meeting was opened.

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

On motion by Glidden, the meeting was adjourned.

Casey Joe Carl,
City Clerk