

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
OCTOBER 11, 2019**

(Published October 19, 2019, in *Finance and Commerce*)

CALL TO ORDER

Council President Bender 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, Steve Fletcher, Phillippe Cunningham, Abdi Warsame, Lisa Goodman, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, Linea Palmisano.
Absent – Council Members Andrea Jenkins, Jeremiah Ellison.

Johnson moved adoption of the agenda.

On motion by Cunningham, the agenda was amended to include under the Order of Notice of Ordinance Introductions notices of intent to amend Title 15 of the Code by adding a new Chapter relating to Prohibition of Conversion Therapy, and Title 1 relating to personnel authorized to issue citations.

The agenda, as amended, was adopted.

On motion by Johnson, the minutes of the regular meeting of September 27, 2019, were accepted.

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

The following actions and resolutions were signed by Mayor Jacob Frey on October 16, 2019. 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 ECONOMIC DEVELOPMENT & REGULATORY SERVICES Committee submitted the following report:
COUNCIL ACTION 2019A-0825**

The Minneapolis City Council hereby approves the application for StilHeart, 124 3RD AVE N Minneapolis, MN, submitted by Tapped Beverage Company LLC, BLDistill, LIC381373, for an On-Sale Liquor with Sunday

Sales, Limited Entertainment, Cocktail Room License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0826

The Minneapolis City Council hereby approves the following applications (12) for Liquor Licenses, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. BUS STOP BREWHOUSE, 620 4TH ST S Minneapolis, MN, (Ward 3) submitted by WHC FOOD HALLS INC, BLAmend, LIC383527
2. Winner Gas, 400 46TH ST E Minneapolis, MN, (Ward 8) submitted by Batroun LLC, BLBeerOff, LIC383010
3. PartWolfMPLS, 501 CEDAR AVE S Minneapolis, MN, (Ward 6) submitted by DAMON OH LLC, BLAmend, LIC382706
4. Target Field, 353 5TH ST N Minneapolis, MN, (Ward 3) submitted by Minnesota Sportservice LLC, BLAmend, LIC383756
5. Granada Theater & Uptown Lobby, 3022 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by Granada Theater, BLLiquor, LIC382072
6. PartWolfMPLS, 501 CEDAR AVE S Minneapolis, MN, (Ward 6) submitted by DAMON OH LLC, BLAmend, LIC382707
7. Broadway Pub & Grill, 200 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by Northside Investments Group Inc, BLLiquor, LIC379862
8. INDEED BREWING COMPANY, 711 15TH AVE NE Minneapolis, MN, submitted by INDEED BREWING COMPANY LLC, BLBrewery, LIC381223
9. INDEED BREWING COMPANY, 711 15TH AVE NE Minneapolis, MN, submitted by INDEED BREWING COMPANY LLC, BLBrewery, LIC381224
10. Vegas Lounge, 965 CENTRAL AVE NE Minneapolis, MN, (Ward 3) submitted by G & K Vegas Inc, BLAmend, LIC382242
11. Falling Knife Brewing Company, 783 HARDING ST NE Minneapolis, MN, submitted by Bergman Ledge LLC, BLBrewery, LIC382655
12. Falling Knife Brewing Company, 783 HARDING ST NE Minneapolis, MN, submitted by Bergman Ledge LLC, BLBrewery, LIC382677

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

(Published 10/18/2019)

COUNCIL ACTION 2019A-0827

The Minneapolis City Council hereby approves the following applications (112) for Liquor License Renewals, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. 612BREW, 945 BROADWAY ST NE Minneapolis, MN, submitted by 612 BREW LLC, BLBrewery, LIC337793
2. 612BREW, 945 BROADWAY ST NE Minneapolis, MN, submitted by 612 BREW LLC, BLBrewery, LIC337794
3. AC HOTEL MINNEAPOLIS DOWNTOWN, 401 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by SAGE CLIENT 265 LLC, BLLiquor, LIC76323
4. APPLEBEE'S NEIGHBORHOOD GRILL & BAR, 615 WASHINGTON AVE SE Minneapolis, MN, (Ward 2) submitted by APPLE MINNESOTA LLC, BLLiquor, LIC76121
5. Armory, 500 6TH ST S Minneapolis, MN, (Ward 7) submitted by Armory Hospitality, LLC, BLLiquor, LIC355552
6. BLACK SHEEP PIZZA, 2550 NICOLLET AVE Minneapolis, MN, (Ward 10) submitted by BSCFP-EAT STREET LLC, BLLiquor, LIC79108
7. BROADWAY PUB & GRILLE, 200 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by BROADWAY PUB AND GRILLE LLC, BLLiquor, LIC77734
8. BROADWAY STATION, 2025 WEST RIVER RD N Minneapolis, MN, (Ward 5) submitted by ORIGINAL BROADWAY STATION INC, BLLiquor, LIC76388
9. BUNNY'S BAR AND GRILL NE, 34 13TH AVE NE Minneapolis, MN, (Ward 3) submitted by ROBBIN 77 INC, BLLiquor, LIC76299
10. BUS STOP BREWHOUSE, 620 4TH ST S Minneapolis, MN, (Ward 3) submitted by WHC FOOD HALLS INC, BLLiquor, LIC371778
11. CAFE TARGET, 1000 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by Bon Appetit Management Co, BLLiquor, LIC79908
12. CAMDEN LIQUORS, 4155 LYNDALE AVE N Minneapolis, MN, (Ward 4) submitted by THIND FAMILY LLC, BLLiqOff, LIC54030
13. CARGO FOOD AUTHORITY, 600 1ST AVE N Minneapolis, MN, (Ward 7) submitted by WHC FOOD HALLS INC, BLLiquor, LIC371779

14. COOKS OF CROCUS HILL, 208 1ST ST N Minneapolis, MN, (Ward 3) submitted by COOKS OF CROCUS HILL LLC, BLLiquor, LIC77492
15. COURTYARD MINNEAPOLIS DOWNTOWN, 1500 WASHINGTON AVE S Minneapolis, MN, (Ward 6) submitted by HEARTLAND SEVEN CORNERS HOTEL LLC, BLLiquor, LIC79431
16. DAKOTA JAZZ CLUB & RESTAURANT, 1010 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by DAKOTA COOKS LLC, BLLiquor, LIC79915
17. DANGEROUS MAN BREWING COMPANY, 1300 2ND ST NE Minneapolis, MN, submitted by DANGEROUS MAN BREWING COMPANY LLC, BLBrewery, LIC337796
18. DAY BLOCK BREWING COMPANY, 1105 WASHINGTON AVE S Minneapolis, MN, submitted by DAY BLOCK BREWING COMPANY LLC, BLBrewery, LIC353682
19. DAY BLOCK BREWING COMPANY, 1105 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by DAY BLOCK BREWING COMPANY LLC, BLLiquor, LIC80214
20. DILLA'S ETHIOPIAN RESTAURANT, 1813 RIVERSIDE AVE Minneapolis, MN, (Ward 6) submitted by DILLA'S BAR AND RESTAURANT INC, BLLiquor, LIC78238
21. DOUBLETREE HOTEL, 1101 LASALLE AVE Minneapolis, MN, (Ward 7) submitted by HRIL LAKER BEVERAGE LLC, BLLiquor, LIC75743
22. DOWNTOWN RESIDENCE INN, 45 8TH ST S Minneapolis, MN, (Ward 7) submitted by GRAVES HOSPITALITY CORPORATION, BLLiquor, LIC78277
23. EAGLES, 2507 25TH ST E Minneapolis, MN, (Ward 2) submitted by FOE AERIA 34, BLLiquor, LIC78212
24. EAST LAKE LIQUOR & DELI, 3916 LAKE ST E Minneapolis, MN, (Ward 2) submitted by EAST LAKE LIQUOR & DELI INC, BLLiqOff, LIC53991
25. EL NUEVO MARIACHI, 2728 NICOLLET AVE Minneapolis, MN, (Ward 10) submitted by INVERSIONES MARIANO PEREZ INC, BLLiquor, LIC80320
26. EL NUEVO MIRAMAR, 501 LAKE ST E Minneapolis, MN, (Ward 9) submitted by El Nuevo Miramar INC, BLLiquor, LIC356287
27. ELI'S EAST FOOD & COCKTAILS, 815 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by WIM LLC, BLLiquor, LIC80431
28. Emery, 215 4TH ST S Minneapolis, MN, (Ward 7) submitted by KHP IV MINNEAPOLIS TRS LLC, BLLiquor, LIC359777
29. FHIMA'S MINNEAPOLIS, 40 7TH ST S Minneapolis, MN, (Ward 3) submitted by FACES MINNEAPOLIS LLC, BLLiquor, LIC357924
30. FIG + FARRO, 3001 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by FIG + FARRO LLC, BLLiquor, LIC360620
31. FRANCE 44 WINES/SPIRITS, 4351 FRANCE AVE S Minneapolis, MN, (Ward 13) submitted by FRANCE 44 LIQUORS INC, BLLiqOff, LIC54043

32. Gold Room Restaurant and Lounge, 528 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by DGB Management LLC, BLLiquor, LIC370033
33. Ground Zero/The Front, 15 4TH ST NE Minneapolis, MN, (Ward 3) submitted by Wild Entertainment, Ltd., BLLiquor, LIC75602
34. HAI HAI, 2121 UNIVERSITY AVE NE Minneapolis, MN, (Ward 1) submitted by HAI HAI LLC, BLLiquor, LIC354557
35. HAMMER & SICKLE, 1300 LAGOON AVE Minneapolis, MN, (Ward 10) submitted by H AND S LLC, BLLiquor, LIC78083
36. HERKIMER PUB & BREWERY, 2922 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by UPTOWN BREWING CO LLC, BLLiquor, LIC76792
37. Hilton Garden Inn, 1101 4TH AVE S Minneapolis, MN, (Ward 7) submitted by First Global LLC, BLLiquor, LIC78299
38. HOLIDAZZLE, 1382 WILLOW ST Minneapolis, MN, (Ward 7) submitted by MINNEAPOLIS DOWNTOWN COUNCIL, BLLiquor, LIC75337
39. HUM'S LIQUOR, 2126 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by LAN WINE LLC, BLLiqOff, LIC53974
40. IE, 4724 CEDAR AVE S Minneapolis, MN, (Ward 11) submitted by ITALIAN EATERY LLC, BLLiquor, LIC79732
41. IKE'S FOOD & COCKTAILS, 50 6TH ST S Minneapolis, MN, (Ward 3) submitted by IKE'S LLC, BLLiquor, LIC79078
42. INSIGHT BREWING CO, 2821 HENNEPIN AVE E Minneapolis, MN, submitted by INSIGHT BREWING CO LLC, BLBrewery, LIC337807
43. INSIGHT BREWING CO, 2821 HENNEPIN AVE E Minneapolis, MN, submitted by INSIGHT BREWING CO LLC, BLBrewery, LIC337808
44. J. D. HOYT'S, 301 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by JD HOYT'S INC, BLLiquor, LIC75918
45. KEN AND NORM'S LIQUORS, 4801 CHICAGO AVE Minneapolis, MN, (Ward 11) submitted by WALLIS INC, BLLiqOff, LIC54064
46. LE MERIDIEN CHAMBERS MINNEAPOLIS, 901 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by ASHFORD TRS CHAMBERS LLC, BLLiquor, LIC80328
47. LOON CAFE, 500 1ST AVE N Minneapolis, MN, (Ward 3) submitted by LOON CAFE INC, BLLiquor, LIC76269
48. LOOSE WILES FREEHOUSE, 701 WASHINGTON AVE N Minneapolis, MN, submitted by Blue Plate Restaurant Comapny, Inc, BLBrewery, LIC353675

49. LOOSE WILES FREEHOUSE, 701 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Blue Plate Restaurant Company, Inc, BLLiquor, LIC78410
50. LUMBER EXCHANGE EVENT CENTER, 10 5TH ST S Minneapolis, MN, (Ward 3) submitted by LUMBER EXCHANGE EVENT CENTER LLC, BLLiquor, LIC75880
51. LYLE'S BAR & RESTAURANT, 2021 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by SUMICK INC, BLLiquor, LIC76390
52. MACKENZIE, 918 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by TWO MAC INC, BLLiquor, LIC77614
53. MARKET BAR-B-QUE, 220 LOWRY AVE NE Minneapolis, MN, (Ward 3) submitted by Market Bar-B-Que Corporation, BLLiquor, LIC368477
54. Martina, 4312 UPTON AVE S Minneapolis, MN, (Ward 13) submitted by 4312 Argentina, LLC, BLLiquor, LIC360714
55. MARUSO, 715 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by CHETOKAB LLC, BLLiquor, LIC77737
56. MAXWELL'S AMERICAN CAFE, 1201 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by Maxwell's Operations LLC, BLLiquor, LIC76147
57. MCCORMICK & SCHMICK'S SEAFOOD RESTAURANT, 800 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by McCormick & Schmick Restaurant Corp, BLLiquor, LIC76047
58. MCDONALDS LIQUOR STORE, 5010 34TH AVE S Minneapolis, MN, (Ward 12) submitted by MCDONALDS LIQUOR INC, BLLiqOff, LIC53911
59. MERCURY DINING ROOM & SHINDIG EVENT CTR, 505 MARQUETTE AVE Minneapolis, MN, (Ward 7) submitted by Mercury Dining Room and Rail LLC, BLLiquor, LIC79102
60. MINNEAPOLIS MARRIOTT CITY CENTER, 30 7TH ST S Minneapolis, MN, (Ward 3) submitted by MARRIOTT INTERNATIONAL INC, BLLiquor, LIC78645
61. MINNEHAHA LAKE WINE & SPIRITS, 2613 LAKE ST E Minneapolis, MN, (Ward 2) submitted by MEKA INC, BLLiqOff, LIC53977
62. MOTO I, 2940 LYNDAL AVE S Minneapolis, MN, submitted by MOTO I INC, BLBrewery, LIC353678
63. MOTO I, 2940 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by MOTO I INC, BLLiquor, LIC79789
64. NICOLLET ISLAND INN, 95 MERRIAM ST Minneapolis, MN, (Ward 3) submitted by ISLAND SASH AND DOOR CO LLC, BLLiquor, LIC79686
65. OCEANAIRE SEAFOOD ROOM, 50 6TH ST S Minneapolis, MN, (Ward 3) submitted by OCEANAIRE MINNEAPOLIS RESTAURANT CO LLC, BLLiquor, LIC79085
66. ORCHESTRA HALL, 1111 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by MINNESOTA ORCHESTRAL ASSOCIATION, BLLiquor, LIC76203

67. OTTER'S SALOON, 617 CENTRAL AVE NE Minneapolis, MN, (Ward 3) submitted by LYNN M VASHRO INC, BLLiquor, LIC79180
68. P.S. Steak, 510 GROVELAND AVE Minneapolis, MN, (Ward 7) submitted by 510 Groveland LLC, BLLiquor, LIC372238
69. PUERTO VERACRUZANO 2, 331 LAKE ST E Minneapolis, MN, (Ward 9) submitted by Puerto Veracruzano 2 LLC, BLLiquor, LIC356650
70. RADISSON RED MINNEAPOLIS DOWNTOWN, 609 3RD ST S Minneapolis, MN, (Ward 3) submitted by RR MPLS MGMT LLC, BLLiquor, LIC77713
71. RED RABBIT, 201 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by DOUBLE BLACK DIAMOND INC, BLLiquor, LIC76300
72. RIVER LIQUOR STORE, 2435 MARSHALL ST NE Minneapolis, MN, (Ward 3) submitted by GAWRON'S LIQUORS INC, BLLiqOff, LIC53942
73. ROCK BOTTOM BREWERY, 800 LASALLE AVE Minneapolis, MN, submitted by ROCK BOTTOM OF MINNEAPOLIS INC, BLBrewery, LIC353673
74. ROCK BOTTOM BREWERY, 800 LASALLE AVE Minneapolis, MN, (Ward 7) submitted by ROCK BOTTOM OF MINNEAPOLIS INC, BLLiquor, LIC75409
75. SALLY'S SALOON AND EATERY, 700 WASHINGTON AVE SE Minneapolis, MN, (Ward 2) submitted by THE AFTER MIDNIGHT GROUP IX LLC, BLLiquor, LIC77329
76. SCHOONER TAVERN, 2901 27TH AVE S Minneapolis, MN, (Ward 2) submitted by SCHOONER INC, BLLiquor, LIC79980
77. SKOL LIQUORS, 2500 27TH AVE S Minneapolis, MN, (Ward 2) submitted by SKOL INC, BLLiqOff, LIC53954
78. SMITH & PORTER/PORTER CAFE, 428 2ND ST S Minneapolis, MN, (Ward 3) submitted by ABIITAN MILL CITY RESTAURANT LLC, BLLiquor, LIC355259
79. SOCIABLE CIDER WERKS, 1500 FILLMORE ST NE Minneapolis, MN, submitted by SOCIABLE CIDER WERKS LLC, BLBrewery, LIC337798
80. SOCIABLE CIDER WERKS, 1500 FILLMORE ST NE Minneapolis, MN, submitted by SOCIABLE CIDER WERKS LLC, BLBrewery, LIC337799
81. Sonora Grill, 3300 LAKE ST E Minneapolis, MN, (Ward 2) submitted by Sonora Grill Longfellow LLC, BLLiquor, LIC77675
82. SPEARMINT RHINO GENTLEMEN'S CLUB, 725 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by NITELIFE INC, BLLiquor, LIC77901
83. SPOON AND STABLE, 211 1ST ST N Minneapolis, MN, (Ward 3) submitted by Soigne Hospitality LLC, BLLiquor, LIC77320

84. TARGET FIELD, 353 5TH ST N Minneapolis, MN, (Ward 3) submitted by Minnesota Sportservice LLC, BLLiqOff, LIC54037
85. TARGET FIELD, 353 5TH ST N Minneapolis, MN, (Ward 3) submitted by Minnesota Sportservice LLC, BLLiquor, LIC79648
86. THE 508, 508 1ST AVE N Minneapolis, MN, (Ward 3) submitted by THE 508 LLC, BLLiquor, LIC76272
87. THE BLUE DOOR PUB, 3006 LYNDALE AVE S Minneapolis, MN, (Ward 10) submitted by Outlaw Blucy Wails LLC, BLLiquor, LIC360165
88. The Local - An Epicurean Cafe and Pub, 931 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by The Local - An Epicurean Cafe and Pub LLC, BLLiquor, LIC78888
89. THE LOOP, 606 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by LOOP MPLS LLC, BLLiquor, LIC78406
90. THE MELTING POT RESTAURANT, 80 9TH ST S Minneapolis, MN, (Ward 7) submitted by TSSN INC, BLLiquor, LIC79473
91. THE NEWS ROOM, 990 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by NEWS ROOM INC, BLLiquor, LIC79291
92. The Piggy Bank, 2841 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by Boneyard Restaurant LLC, BLLiquor, LIC374027
93. THE STRAY DOG, 401 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by THE STRAY DOG LLC, BLLiquor, LIC356207
94. TONY JAROS' RIVER GARDENS, 2500 MARSHALL ST NE Minneapolis, MN, (Ward 1) submitted by Tony Jaros River Gardens INC, BLLiquor, LIC79965
95. TRACY'S SALOON & EATERY, 2207 FRANKLIN AVE E Minneapolis, MN, (Ward 6) submitted by TRI-FRANKLIN LLC, BLLiquor, LIC79196
96. UNION, 731 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by UNION HOSPITALITY LLC, BLLiquor, LIC77627
97. UNION LIQUOR STORE, 3219 PENN AVE N Minneapolis, MN, (Ward 4) submitted by JPOC INC, BLLiqOff, LIC53953
98. UNIVERSITY OF ST THOMAS, 1000 LASALLE AVE Minneapolis, MN, submitted by UNIVERSITY OF ST THOMAS, BLLiquor, LIC78398
99. VEGAS LOUNGE, 965 CENTRAL AVE NE Minneapolis, MN, (Ward 3) submitted by G AND K VEGAS INC, BLLiquor, LIC77394
100. VENN BREWING COMPANY, 3550 46TH ST E Minneapolis, MN, submitted by VENN BREWING COMPANY LLC, BLBrewery, LIC353839
101. VENN BREWING COMPANY, 3550 46TH ST E Minneapolis, MN, submitted by VENN BREWING COMPANY LLC, BLBrewery, LIC353846

102. BOROUGH, 730 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by 730 WASHINGTON LLC, BLLiquor, LIC80189
103. BRYANT LAKE BOWL, 810 LAKE ST W Minneapolis, MN, (Ward 10) submitted by SPLITSVILLE INC, BLLiquor, LIC373130
104. CENTRAL AVENUE LIQUOR, 2538 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by MCCLEARY WINE & SPIRITS LLC, BLLiqOff, LIC54096
105. DANGEROUS MAN BREWING COMPANY, 1300 2ND ST NE Minneapolis, MN, submitted by DANGEROUS MAN BREWING COMPANY LLC, BLBrewery, LIC337795
106. HELLS KITCHEN, 80 9TH ST S Minneapolis, MN, (Ward 7) submitted by Hell's Kitchen Inc, BLLiquor, LIC79476
107. HYATT PLACE MINNEAPOLIS, 425 7TH ST S Minneapolis, MN, (Ward 7) submitted by Select Hotels Group LLC, BLLiquor, LIC78421
108. JIMMY'S BAR & LOUNGE, 1828 4TH ST NE Minneapolis, MN, (Ward 1) submitted by HARACZ INC, BLLiquor, LIC77608
109. JUN, 730 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by JUN'S LLC, BLLiquor, LIC80193
110. Pat's Tap, 3510 NICOLLET AVE Minneapolis, MN, (Ward 8) submitted by Uncle Pearle LLC, BLLiquor, LIC76510
111. THE HEWING HOTEL, 300 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by AHG HEWING LICENSEE LLC, BLLiquor, LIC75822
112. THE POURHOUSE, 2923 GIRARD AVE S Minneapolis, MN, (Ward 10) submitted by 2923 UPTOWN LLC, BLLiquor, LIC359615

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0828

The Minneapolis City Council hereby approves the following application for a Gambling License, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. Minneapolis Firefighters Local 82 Charities, 1528 UNIVERSITY AVE NE Minneapolis, MN, submitted by Minneapolis Firefighters Local 82 Charities, BLGeneral, LIC384068

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0829

The Minneapolis City Council hereby approves the following applications (5) for Gambling License Renewals, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. BULL'S HORN FOOD AND DRINK, 4563 34TH AVE S Minneapolis, MN, submitted by MINNEAPOLIS HOCKEY, BLGeneral, LIC358726
2. St. Lawrence Catholic Church, 1203 5TH ST SE Minneapolis, MN, submitted by St. Lawrence Catholic Church, BLGeneral, LIC372380
3. Minneapolis Firefighters Local 82 Charities, 2500 4TH ST NE Minneapolis, MN, submitted by Minneapolis Firefighters Local 82 Charities, BLGeneral, LIC373144
4. Minneapolis Firefighters Local 82 Charities, 617 CENTRAL AVE NE Minneapolis, MN, submitted by Minneapolis Firefighters Local 82 Charities, BLGeneral, LIC373145
5. THE ALIVENESS PROJECT, 220 LOWRY AVE NE Minneapolis, MN, submitted by THE ALIVENESS PROJECT, BLGeneral, LIC373147

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0830

The Minneapolis City Council hereby adopts the Business License Operating Conditions Agreement for Breakfast Bar of MN, 319 1ST AVE N Minneapolis, MN, (Ward 3) submitted by Nation of Brothers, LLP, BLLiquor, LIC382245, allowing the applicant to obtain the On-Sale Liquor with Sunday Sales, No Live Entertainment License, subject to final inspection and compliance with the conditions contained therein, which are as follows:

1. The licensee shall assign dedicated security staff to assist in crowd dispersal for at least one-half hour after closing of the establishment.
2. The licensee agrees to provide and utilize uniforms for all employees. These uniforms must be worn in a professional manner during all hours open to the public.
3. The licensee shall, at all times, keep an accurate occupancy count and immediately share such figures upon the request to any official of the City of Minneapolis.
4. The licensee shall not allow any type of gaming on the premises typically associated with betting or gambling, such as any games involving the use of playing cards, dice or billiards.
5. To assist in the prevention of reoccurring disturbances by known persons, the licensee shall compile, maintain and share with the local Police Precinct a 'Do Not Admit/86' list of persons who have been trespassed and/or refused service to assist in the prevention of reoccurring disturbances by known persons.

6. The licensee shall take all necessary and prudent steps to avoid violent incidents from occurring at their establishment by assessing customers' behaviors and removing any customer who acts in a belligerent, loud or otherwise disruptive manner. If any criminal activity is observed, security must escort the customer from the premises and request Minneapolis Police assistance.
7. All license applications and renewal applications submitted by the licensee shall contain true and correct information concerning the ownership, conduct of the business, or other requested information. The licensee understands that the submission of false or fraudulent information will be subject to revocation of all business licenses.
8. No person who appears to be obviously intoxicated will be allowed to enter the establishment.
9. The licensee shall send a representative to attend all of the Liquor Industry and the City (LINC) monthly meetings.
10. Any and all VIP bottle service offered at this establishment shall have an assigned server who will be responsible for monitoring alcohol consumption and preventing alcohol consumption for anyone that shows signs of over intoxication. Bottles are not allowed to be removed from the VIP area and no more than one (1) bottle will be allowed per four patrons. All bottles shall be removed prior to 1:45 a.m.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

The HOUSING POLICY & DEVELOPMENT Committee submitted the following report:

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2019R-293 approving the sale of the property at 822 Elwood Ave N, (Disposition Parcel No. MH-166), to Jaslyn Talley (dba 822 Elwood Ave N LLC) for \$65,000, subject to conditions. If Jaslyn Talley fails to close, approving the sale of the property to Roman Derevyanko for \$65,000, subject to conditions.

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

RESOLUTION 2019R-293

By Gordon

Authorizing sale of land Disposition Parcel MH-166, under the Minneapolis Homes Program, at 822 Elwood Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop disposition Parcel MH-166, in the Near North neighborhood, from Jaslyn Talley dba 822 Elwood Ave N LLC, hereinafter known as the Redeveloper and another offer to purchase and develop Parcel MH-166, from Roman Derevyanko, hereinafter known as the Alternate Redeveloper, the Parcel MH-166, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-166; 822 Elwood Ave N: Lot 16, Block 9, Oak Park Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$65,000 for Parcel MH-166; 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 \$65,000 for Parcel MH-166; 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 September 20, 2019, a public hearing on the proposed sale was duly held on October 2, 2019, at the regularly scheduled Housing Policy and Development 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 \$65,000 for Parcel MH-166.

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, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0831

The Minneapolis City Council hereby:

1. Passage of Resolution 2019R-294 approving the Tax Increment Financing (TIF) Plan for Gateway Northeast at 2435 Marshall St NE.
2. Passage of Resolution 2019R-295 authorizing the issuance of a "Pay-As-You-Go" TIF note to CB LM Redevelopment Limited Partnership in a principal amount not to exceed \$2,500,000.
3. Authorizes a redevelopment contract and other necessary documents related to the recommended actions with CB LM Redevelopment Limited Partnership or an affiliated entity.
4. Passage of Resolution 2019R-296 authorizing preliminary and final approval of the issuance of Tax Exempt Multifamily Housing Revenue Entitlement Bonds in an amount not to exceed \$23,000,000 for Gateway Northeast located at 2435 Marshall St NE.
5. Approves additional funding up to \$280,000 from the Affordable Housing Trust Fund for the Gateway Northeast project located at 2435 Marshall St NE.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-294

By Gordon

Approving the Gateway Northeast Tax Increment Financing Plan.

Whereas, pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the “City”), acting by and through its department of Community Planning and Economic Development, has been granted the authority to propose and implement city development districts, housing and redevelopment projects and tax increment financing (“TIF”) districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.1799, as amended, and other laws enumerated therein (collectively, the “Project Laws”); and

Whereas, it has been proposed and the City has caused to be prepared, and this Council has investigated the facts with respect to, the Gateway Northeast Tax Increment Financing Plan (the “TIF Plan”). The TIF Plan creates a new housing TIF District (the “TIF District”), designates property to be included in the TIF District, states the City’s objectives, describes proposed development activity, and establishes a budget for the use of tax increment revenue generated by the TIF District. These actions are all pursuant to and in accordance with the Project Laws; and

Whereas, the City has performed all actions required by law to be performed prior to the adoption of the TIF Plan including, but not limited to, a review of the proposed TIF Plan by the affected neighborhood group and the City Planning Commission, transmittal of the proposed TIF Plan to the Hennepin County Board of Commissioners and the Board of Education of Special School District No. 1 for their review and comment, and the holding of a public hearing upon published notice as required by law;

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

That the objectives and actions authorized by the TIF Plan are all pursuant to and in accordance with the Project Laws.

Be It Further Resolved that the TIF District is a housing district pursuant to Minnesota Statutes, Section 469.174, Subdivision 11, and revenue derived from the TIF District will be used solely to finance the cost of one or more housing projects as defined in Sections 469.174, Subdivision 11, and 469.1761.

Be It Further Resolved that the TIF Plan conforms to the general plan for the development or redevelopment of the city as a whole as reflected in the written comments of the City Planning Commission with respect to the TIF Plan on file in the office of the City Clerk.

Be It Further Resolved that the TIF Plan will afford maximum opportunity, consistent with the sound needs of the city as a whole, for the redevelopment of the TIF District by private enterprise.

Be It Further Resolved that the land in the TIF District would not be made available for redevelopment without the financial aid and public assistance to be sought.

Be It Further Resolved that the proposed development would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future.

Be It Further Resolved that the reasons and facts supporting the findings in this resolution are described in the TIF Plan.

Be It Further Resolved that the Council elects the method of computation provided in Minnesota Statutes, Section 469.177, Subdivision 3, Paragraph (a) and by making this election, the entire fiscal disparity contribution required of the City for development occurring within this TIF District will be taken from outside the TIF District.

Be It Further Resolved that it is necessary and in the best interests of the City at this time to approve the TIF Plan.

Be It Further Resolved that the TIF Plan presented to the Council on this date is hereby approved and shall be placed on file in the office of the City Clerk.

Be It Further Resolved that after passage and publication of this Resolution, the officers and staff of the City and the City's consultants and counsel are authorized and directed to proceed with the implementation of the Gateway Northeast Tax Increment Financing Plan.

Be It Further Resolved that pursuant to Minnesota Statutes, Section 469.178, Subdivision 7, the Council authorizes one or more interfund loans or advances between the tax increment ("TI") special revenue fund for the TIF District and the other TI special revenue funds of the City. Each such interfund loan to or from the TIF District shall be in the principal amount needed to offset a negative cash balance. The interest rate charged on each such interfund loan to or from the TIF District shall be equal to the average interest rate that revenue in the City's TI special revenue funds earn at the time the loan is made, and such interest rate shall vary over time. In no event will the interest rate charged on any such interfund loan exceed the greater of the rates specified under Minnesota Statutes, Section 270C.40 or 549.09, as such statutory rates are adjusted from time to time. The maximum term of each such interfund loan to the TIF District shall be the earlier of 1) the date that all principal and accrued interest on the loan is repaid, and 2) the date the TIF District is decertified. The maximum term of each such interfund loan from the TIF District to another TIF district shall be the earlier of 1) the date that all principal and accrued interest on the loan is repaid, and 2) the date the other TIF district is decertified.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

RESOLUTION 2019R-295

By Gordon

Authorizing issuance of one or more tax increment limited revenue notes in a principal amount not exceeding \$2,500,000 in connection with the Gateway Northeast Project.

Whereas, the City of Minneapolis (the “City”), acting pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, has certain powers, including without limitation the powers set forth in Sections 469.174 through 469.1799, as amended (the “TIF Act”); and

Whereas, in this connection the City is carrying out a housing development project intended for occupancy in whole or in part by persons or families of low and moderate income that satisfies the requirements of Minnesota Statutes, Section 469.1761 known as the Gateway Northeast Project (the “Project”); and

Whereas, in furtherance of the Project, the City is concurrently approving a housing tax increment financing district pursuant to the Gateway Northeast Tax Increment Financing Plan (the “TIF Plan”); and

Whereas, pursuant to the TIF Act, and specifically Minnesota Statutes, Section 469.178, subd. 4, the City is authorized to issue its tax increment limited revenue note(s) to finance Project costs as described in Minnesota Statutes, Section 469.176, subd. 4d; and

Whereas, the City has entered or will enter into a redevelopment contract (the “Redevelopment Contract”) with CB LM Redevelopment Limited Partnership, a Minnesota limited partnership, or an affiliated entity (the “Developer”), pursuant to which the Developer will develop a 128-unit apartment project in a five-story building and the City will provide tax increment financing assistance consistent with the TIF Plan;

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

That it is desirable that the City issue a tax increment limited revenue note (the "Note") in substantially the form described as Exhibit A, set forth in the Legislative File.

Be It Further Resolved that the form of the Note is hereby approved and shall be executed by the Finance Officer in substantially the form on file, with such changes therein not inconsistent with law as the Finance Officer may approve, which approval shall be conclusively evidenced by the execution thereof.

Be It Further Resolved that all actions of the members, employees and staff of the City heretofore taken in furtherance of the issuance of the Note are hereby approved, ratified and confirmed.

Be It Further Resolved that the sale of said Note to the Developer is hereby approved, and the Note is hereby directed to be sold to the Developer upon the terms and conditions set forth in the Redevelopment Contract.

Be It Further Resolved that the Finance Officer is hereby authorized and directed to execute such other documents, agreements and certificates as may be required in connection with the Note.

Be It Further Resolved that no provision, covenant or agreement contained in the aforementioned documents, the Note or in any other document related to the Note, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the tax increment revenues which are to be applied to the payment of the Note, as provided therein and in the Redevelopment

Contract. The Note shall not constitute a charge, lien or encumbrance, legal or equitable upon any property or funds of the City except that revenue and proceeds pledged to the payment thereof, nor shall the City be subject to any liability thereon. The holders of the Note shall never have the right to compel any exercise of the taxing power of the City to pay the outstanding principal on the Note or the interest thereon, or to enforce payment hereon against any property of the City. The Note shall not constitute a debt of the City within the meaning of any constitutional or statutory limitation.

Be It Further Resolved that the Note, when executed and delivered, shall contain a recital that it is issued pursuant to the TIF Act, and such recital shall be conclusive evidence of the validity of the Note and the regularity of the issuance thereof, and that all acts, conditions and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Note and to the execution of the aforementioned documents to happen, exist and be performed precedent to and in the enactment of this resolution, and precedent to issuance of the Note and precedent to the execution of the aforementioned documents have happened, exist and have been performed as so required by law.

Be It Further Resolved that this resolution shall be in full force and effect from and after its date of publication.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

**EXHIBIT A
FORM OF TIF NOTE**

**UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF MINNEAPOLIS**

**TAX INCREMENT LIMITED REVENUE NOTE
(Gateway Northeast)**

The City of Minneapolis (the "City"), hereby acknowledges itself to be obligated and, for value received, promises to pay to the order of CB LM Redevelopment Limited Partnership, a Minnesota limited partnership (the "Developer"), solely from the source, to the extent, and in the manner hereinafter provided, the principal amount of this Note, being Two Million Five Hundred Thousand Dollars (\$2,500,000.00) or such lesser amount as may equal the certified Housing Project Costs as described in Section 4.01 of the Contract, with interest at the Note Rate, in the installments specified in this Note, on the Payment Dates.

Capitalized terms not defined elsewhere in this Note shall have the meanings below:

"Available Tax Increment" means the Gross Tax Increment received by the City from Hennepin County during the period preceding each annual Payment Date, less (i) the amount of tax increment, if any, which the City must pay to the school district, the county and the state pursuant to *Minnesota Statutes*, Sections 469.177, Subds. 9 and 11; 469.176, Subd. 4h; and 469.175, Subd. 1a, as the same may be amended from time to time, (ii) actual administrative costs of the City in an amount not to exceed 10% of Gross Tax Increment.

"Certificate of Completion" means a Certificate issued by the City to the Developer pursuant to Section 5.04 of the Contract certifying that the Development has been substantially completed and the Housing Project Costs have been incurred.

"Contract" means that certain Tax Increment Financing Assistance Development Contract between the City and the Developer, dated _____, 2019.

"Declaration of Restrictive Covenants" means the Declaration of Restrictive Covenants dated of even date with this Note executed by the Developer in favor of the City and filed against the Property.

"Development" means new construction of 128 units of residential rental housing in a five-story building and related improvements as described in the Contract.

"District" means the Gateway Northeast Tax Increment Financing District established by the City as a housing district pursuant to the Tax Increment Financing Act to aid in financing the Development.

"Gross Tax Increment" means that portion of the property taxes generated by the Property and Development that is received by the City from Hennepin County as tax increment revenue under the Tax Increment Financing Act.

"Housing Project Costs" means actual costs of constructing the Development, which cannot exceed \$2,500,000.00 and must be approved by the City pursuant to the Contract.

"Maturity Date" means the earlier of (i) February 1 of the year following the final year of Tax Increment collection from the District; and (ii) the date when the principal and interest amount of this Note has been paid in full.

"Note Rate" means __% per annum, calculated and paid annually on each Payment Date based on a 30-day month/360-day year.

"Payment Date" means August 1 of the year of first tax increment collection from the District and each February 1 and August 1 thereafter until the Maturity Date, provided that in no event will any payment date occur before the City's issuance of the Certificate of Completion under the terms of the Contract.

"Property" means the real property legally described in the attached **Exhibit A**, upon which the Development will be constructed.

"Tax Increment Financing Act" means *Minnesota Statutes*, Section 469.174-469.1799, as amended, or any successor statutes applicable to the District.

On each Payment Date, the City shall pay the Developer an installment equal to the lesser of (i) the Available Tax Increment for the annual period preceding the Payment Date; or (ii) the amount necessary to pay the accrued unpaid interest and the unpaid principal amount of this Note in full. If, after issuance of the Certificate of Completion, the Developer is in default under the Contract, and, after notice by the City to the Developer as provided in Article IX of the Contract, such default has not been cured within the time period provided in the Contract (an "Event of Default"), then the City may suspend payment on this Note until the Event of Default is cured or the City's obligations under this Note are terminated. If payments are suspended due to an Event of Default under the Contract, the City is not obligated to pay to the Developer the amount of the suspended payments that would otherwise have been paid to the Developer between the date the payment is suspended and the date the Event of Default is cured. If the Developer fails to pay all or a portion of the property taxes due and owing on the Property, then upon such failure to pay, no interest as required by this Note shall accrue during the period in which the property taxes were due but not paid.

Further, the City reserves the right to seek repayment of any payments previously made during a period when the Developer was in default under the Contract or due to a property tax refund if the City is required to repay tax increment to Hennepin County as a result of such default or refund. The Developer shall have thirty (30) calendar days to make the payment to the City. If the Developer does not timely make the full payment to the City, the City shall immediately suspend payments on this Note.

On the Maturity Date, this Note shall be deemed paid in full and the City shall have no further obligation under this Note even if the aggregate of the tax increment that has actually been paid to the Developer on each Payment Date is less than the full principal and interest amount of this Note. This Note may be prepaid in full or in part at any time without penalty.

Each payment on this Note is payable in any coin or currency of the United States of America which on the date of such payment is legal tender for public and private debts and shall be made by wire transfer, check or draft made payable to the Developer and mailed to the Developer at 1080 Montreal Avenue, St. Paul, Minnesota 55102, or such other address as the Developer shall provide in writing to the City's notice address as set forth in the Contract.

The Note is a special and limited obligation and not a general obligation of the City, which has been issued by the City pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including *Minnesota Statutes*, Section 469.178, subdivision 4, to aid in financing a "project", as therein defined, of the City consisting generally of defraying certain costs incurred by the Developer within and for the benefit of the Development.

THE NOTE IS NOT A DEBT OF THE STATE OF MINNESOTA (THE "STATE"), OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY OF MINNEAPOLIS, MINNESOTA, EXCEPT THAT THE CITY SHALL BE OBLIGATED TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, AND NEITHER THE STATE NOR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY, SHALL BE LIABLE ON THE NOTE, EXCEPT FOR THE CITY'S OBLIGATION TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, NOR SHALL THE NOTE BE PAYABLE OUT OF ANY FUNDS OR PROPERTIES OTHER THAN AVAILABLE TAX INCREMENT AS SET FORTH HEREIN.

This Note shall not be transferred to any person, unless the City has been provided with an opinion of counsel acceptable to the City that such transfer is exempt from registration and official statement delivery requirements of federal and applicable state securities law and an investment letter reasonably acceptable to the City.

This Note shall not be payable from or constitute a charge upon any funds of the City, and the City shall not be subject to any liability hereon or be deemed to have obligated itself to pay hereon from any funds except the Available Tax Increment, and then only to the extent and in the manner herein specified.

The Developer shall never have or be deemed to have the right to compel any exercise of any taxing power of the City or of any other public body, and neither the City nor any person executing or registering this Note shall be liable personally hereon by reason of the issuance of registration thereof or otherwise.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and the laws of the State of Minnesota to be done, to have happened, and to be performed precedent to and in the issuance of this Note have been done, have happened, and have been performed in regular and due form, time, and manner as required by law; that this Note is issued pursuant to the Tax Increment Act; and that this Note together with all other indebtedness of the City outstanding on the date hereof and on the date of its actual issuance and delivery, does not cause the indebtedness of the City to exceed any constitutional or statutory limitation thereon.

(Signature page follows.)

IN WITNESS WHEREOF, the City of Minneapolis, by action of its City Council, has caused this Note to be executed by the manual signature of its Finance Officer, and has caused this Note to be dated _____, 2019.

CITY OF MINNEAPOLIS

By _____
Mark Ruff
Its Finance Officer

Approved as to form:

Assistant City Attorney

RESOLUTION 2019R-296

By Gordon

Providing approval to and authorizing the issuance of multifamily housing revenue obligations under Minnesota Statutes, Chapter 462C, as amended, for the purpose of financing a housing program consisting of the acquisition, construction, and equipping of a multifamily rental housing development for the benefit of CB LM Redevelopment Limited Partnership; approving the forms of and authorizing the execution and delivery of the obligations and related documents; providing for the security, rights, and remedies with respect to the obligations; and granting approval for certain other actions with respect thereto.

Whereas, the City of Minneapolis (the “City”) is authorized, under the provisions of Minnesota Statutes, Chapter 462C, as amended (the “Act”), to develop and administer programs to finance one or more multifamily housing developments within its boundaries; and

Whereas, Section 462C.07 of the Act authorizes the City to issue and sell revenue bonds or obligations to finance programs for multifamily housing developments; and

Whereas, representatives of CB LM Redevelopment Limited Partnership, a Minnesota limited partnership (the “Borrower”), the general partner of which is CB LM Redevelopment LLC, a Minnesota limited liability company, have requested that the City adopt a multifamily housing development program (the “Program”) to provide for the issuance of one or more series of taxable or tax-exempt multifamily housing revenue bonds or other obligations (the “Obligations”) in an aggregate principal amount not to exceed \$23,000,000 (consisting of \$20,000,000 of the City’s entitlement housing allocation and \$3,000,000 of recycled housing allocation), for the purpose of loaning the proceeds thereof to the Borrower to finance the acquisition, construction, and equipping of a 128-unit mixed-use development to be located at 2435 Marshall Street NE in the City, which will include 77 affordable units, 51 market-rate units, and facilities functionally related and subordinate thereto, which will be known as Gateway Northeast (the “Project”), which will be developed, owned, and operated by the Borrower; and

Whereas, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), and regulations promulgated thereunder, require that prior to the issuance of the Obligations, this Council approve the Obligations after conducting a public hearing thereon preceded by reasonable public notice (in the form and method required by Section 147(f) of the Code and applicable regulations); and

Whereas, Section 462C.04 of the Act requires that, as a condition to the issuance of the Obligations, a public hearing must be held on the Program after one publication of notice in a newspaper circulating generally in the City at least fifteen (15) days before the hearing; and

Whereas, in accordance with the requirements of the Act and the Code, a notice of public hearing in the form required by the Act and Section 147(f) of the Code was published in *Finance & Commerce*, the official newspaper of the City, on September 14, 2019, and in the *Star Tribune*, a newspaper of general circulation in the City, on September 14, 2019; and

Whereas, in accordance with the requirements of Section 462C.04 of the Act, the Program was submitted to the Metropolitan Council for its review and comment on or before the date of publication of the notice of public hearing; and

Whereas, on October 2, 2019, the Housing Policy and Development Committee of the Minneapolis City Council, on behalf of the City, held a public hearing on the Program and the proposed issuance of the Obligations in accordance with the requirements of the Act and the Code; and

Whereas, the Obligations shall not constitute a debt of the City within the meaning of any state constitutional provision or statutory limitation, the Obligations shall not constitute or give rise to a charge against the general credit or taxing powers of the City, the Obligations shall not constitute or give rise to a pecuniary liability of the City, and the Obligations shall be payable solely out of any funds and properties expressly pledged as security therefor;

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

That the Program is hereby approved and adopted by the City in all respects in the form now on file with the City, without amendment.

Be It Further Resolved that for the purpose of financing all or a portion of the costs of the acquisition, construction, and equipping of the Project and related costs, the issuance of the Obligations in accordance with the terms and conditions of the Act, the Program, and this resolution, in an aggregate principal amount not to exceed \$23,000,000 (consisting of \$20,000,000 of the City's entitlement housing allocation and \$3,000,000 of recycled housing allocation), is hereby approved.

Be It Further Resolved that the Obligations may be issued in any number of series, as determined in the discretion of the Finance Officer of the City (the "Finance Officer").

Be It Further Resolved that the Obligations, substantially in the form set forth in an Indenture of Trust (the "Indenture") between the City and U.S. Bank National Association, a national banking association (the "Trustee"), now on file with the City, are hereby approved with the amendments referenced herein.

Be It Further Resolved that the Indenture is hereby approved, and the Finance Officer is hereby authorized to execute and deliver the Indenture on behalf of the City. All of the provisions of the Indenture, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Indenture shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination.

Be It Further Resolved that the proceeds derived from the sale of the Obligations are to be loaned by the City to the Borrower under the terms of a Financing Agreement (the "Financing Agreement") between the City, the Borrower, and the Trustee. The Financing Agreement is hereby approved, and the Finance Officer is hereby authorized to execute and deliver the Financing Agreement on behalf of the City. All of the provisions of the Financing Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Financing Agreement shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination. The proceeds of the loan to be made under the terms of the Financing Agreement (the "Loan") are hereby authorized to be applied to the payment of a portion of the costs of the acquisition, construction, and equipping of the Project and related costs.

Be It Further Resolved that the Borrower's repayment obligations under the Financing Agreement will be evidenced by a Multifamily Note delivered by the Borrower to the City (the "Note"), which will be assigned by the City to the Trustee pursuant to an assignment thereof (the "Note Assignment"), and will be secured by a mortgage granting a mortgage lien on the Project or a portion thereof (the "Mortgage") to be delivered by the Borrower to the City and assigned to Bremer Bank, National Association, as construction lender, pursuant to an assignment thereof (the "Mortgage Assignment"), and, upon conversion from construction to permanent financing, to Dougherty Mortgage LLC, as mortgage lender.

Be It Further Resolved that to ensure continuing compliance with certain rental and occupancy restrictions imposed by the Act, Minnesota Statutes, Chapter 474A, as amended (the “Allocation Act”), and Section 142(d) of the Code, and to ensure continuing compliance with certain restrictions imposed by the City, the Finance Officer is hereby authorized and directed to execute and deliver a Regulatory Agreement (the “Regulatory Agreement”) between the City, the Borrower, and the Trustee. The Regulatory Agreement shall be substantially in the form now on file with the City which is hereby approved, with such omissions and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution thereof by the Finance Officer shall be conclusive evidence of such determination. All of the provisions of the Regulatory Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof.

Be It Further Resolved that the City acknowledges, finds, determines, and declares that the issuance of the Obligations is authorized by the Act and is consistent with the purposes of the Act and that the issuance of the Obligations, and the other actions of the City under this resolution and the Financing Agreement constitute a public purpose and are in the interests of the City. In authorizing the issuance of the Obligations for the financing of the Project and related costs, the City’s purpose is, and the effect thereof will be, to promote the public welfare of the City and its residents by providing multifamily housing developments for low and moderate-income residents of the City and otherwise furthering the purposes and policies of the Act.

Be It Further Resolved that the City hereby authorizes the Obligations to be issued as “taxable bonds” or as “tax-exempt bonds” the interest on which is not includable in gross income for federal and State of Minnesota income tax purposes.

Be It Further Resolved that in accordance with the provisions of the Allocation Act and Section 146 of the Code, the City shall (i) allocate to the Obligations a portion of its “entitlement issuer allocation” granted under the provisions of the Allocation Act and Section 146 of the Code; or (ii) allocate to the Obligations a portion of its “carryforward allocation”; or (iii) allocate to the Obligations a portion of its entitlement issuer allocation and a portion of its carryforward allocation. The maximum aggregate principal amount of the Obligations to be issued on a tax-exempt basis from entitlement issuer allocation and/or carryforward allocation shall not exceed fifty-three percent (53%) of the Borrower’s basis in the Project.

Be It Further Resolved that in accordance with the provisions of Section 146(i)(6) of the Treasury Regulations promulgated under the Code, the City shall also allocate to the Obligations a portion of recycled housing allocation in the amount of up to \$3,000,000.

Be It Further Resolved that all of the provisions of the Obligations, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Obligations shall bear interest at the rates, shall be designated, shall be numbered, shall be dated, shall mature, shall be issued in the aggregate principal amount, shall be subject to redemption prior to maturity, shall be in such form, and shall have such other terms, details, and provisions as are prescribed in the Indenture, in the form now on file with the City, which form is hereby approved, with such necessary and appropriate variations, omissions, and insertions (including changes to the aggregate principal amount of the Obligations, the stated maturities of the Obligations, the interest rates on the Obligations, and the terms of redemption of the Obligations) as the Finance Officer, in his discretion, shall determine. The execution of the Obligations with the manual or facsimile signature of the Finance Officer and the delivery of the Obligations by the City shall be conclusive evidence of such determination.

Be It Further Resolved that the Obligations shall not constitute general or moral obligations of the City but shall be special, limited obligations of the City payable solely from the revenues provided by the Borrower under the terms of the Financing Agreement and from the revenues and security pledged, assigned, and granted under the terms of this resolution, the Obligations, the Financing Agreement, and any other security documents provided by the Borrower or any other party to secure the timely payment of the principal of, premium, if any, and interest on the Obligations. As provided in the Financing Agreement, the Obligations shall not be payable from or charged upon any funds other than the revenue pledged to their payment, nor shall the City be subject to any liability thereon, except as otherwise provided in this paragraph. No holder of the Obligations shall ever have the right to compel any exercise by the City of any taxing powers of the City to pay the Obligations or the interest or premium thereon, or to enforce payment thereof against any property of the City except the interests of the City in the Financing Agreement and the revenues and assets thereunder, which will be assigned to the Trustee under the terms of the Indenture.

Be It Further Resolved that the City acknowledges and hereby approves any one or more security documents, including but not limited to the Note and the Mortgage. All such security documents, if any are delivered, shall be substantially in the forms authorized and approved by the Borrower.

Be It Further Resolved that the Obligations, when executed and delivered, shall contain a recital that they are issued in accordance with the Act, and such recital shall be conclusive evidence of the validity of the Obligations and the regularity of the issuance thereof, and that all acts, conditions, and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Obligations, and to the execution of the aforementioned documents to happen, exist, and be performed precedent to the execution of the aforementioned documents have happened, exist, and have been performed as so required by law. The Obligations shall also recite that the Obligations, including interest and premium, if any, thereon, are payable solely from the revenues and assets pledged to the payment thereof, and the Obligations shall not constitute a debt of the City within the meaning of any constitutional or statutory limitations.

Be It Further Resolved that the Finance Officer is hereby designated as the representative of the City with respect to the issuance of the Obligations and the transactions related thereto. The Finance Officer is authorized, upon request, to furnish certified copies of all proceedings and records of the City relating to the Obligations, and such other affidavits and certificates as may be required to show the facts relating to the Obligations as such facts appear from the books and records in the custody and control of the City; and all such certified copies, certificates, and affidavits, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein. The Finance Officer is hereby further authorized to execute and deliver, on behalf of the City, all other certificates, instruments, and other written documents that may be requested by Kennedy & Graven, Chartered, as bond counsel to the City (“Bond Counsel”), the Trustee, the Borrower, or other persons or entities in conjunction with the issuance of the Obligations and the expenditure of the proceeds of the Obligations. Without imposing any limitations on the scope of the preceding sentence, the Finance Officer is specifically authorized to execute and deliver such other documents and certificates as are necessary or appropriate in connection with the issuance, sale, and delivery of the Obligations, including a Bond Purchase Agreement between the City, the Borrower, and Dougherty & Company LLC, as original purchaser of one or more series of the Obligations (the “Underwriter”), the Note Assignment, the Mortgage Assignment, one or more general certificates of the City, an Information Return for Tax-Exempt Private Activity Bond Issues, Form 8038, with respect to the Obligations, an endorsement to any tax certificates as to arbitrage, rebate, and other federal tax matters executed and delivered in connection

with the issuance of the Obligations, appropriate amendments to the Housing Program, and all other documents and certificates as the Finance Officer shall deem to be necessary or appropriate in connection with the issuance, sale, and delivery of the Obligations. The Finance Officer is hereby further authorized and directed to execute and deliver all other instruments and documents necessary to accomplish the purposes for which the Obligations are to be issued.

Be It Further Resolved that the City will not participate in the preparation or distribution of any official statements or other disclosure documents relating to the offer and sale of the Obligations (the “Disclosure Documents”), except only for certain information relating specifically to the City as approved by the Finance Officer, and will make no independent investigation with respect to the information contained in the Disclosure Documents, including the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy, or completeness of such information. Subject to the foregoing, the City hereby consents to the distribution and the use by the Underwriter of the Disclosure Documents in connection with the offer and sale of series of the Obligations to be offered and sold pursuant to such Disclosure Documents. The Disclosure Documents are the sole materials consented to by the City for use in connection with the offer and sale of the Obligations.

Be It Further Resolved that on any date subsequent to the date of issuance of the Obligations, the Finance Officer is hereby authorized to execute and deliver any amendments or supplements to any of the documents referred to in this resolution on behalf of the City if, after review by and consultation with the City Attorney and Bond Counsel, the Finance Officer determines that the execution and delivery of such amendment or supplement is not materially inconsistent with this resolution. The Finance Officer may impose any terms or conditions on the execution and delivery by the Finance Officer of any such amendment or supplement as the Finance Officer deems appropriate.

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

Be It Further Resolved that except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the City, and any holders of the Obligations issued under the provisions of this resolution, any right, remedy or claim, legal or equitable, under and by reason of this resolution or any provisions hereof, this resolution, the aforementioned documents, and all of their provisions being intended to be and being for the sole and exclusive benefit of the City, the Borrower, the Underwriter, and any beneficial owners from time to time of the Obligations issued under the provisions of this resolution.

Be It Further Resolved that in case any one or more of the provisions of this resolution, other than the provisions limiting the liability of the City, or of the aforementioned documents, or of the Obligations issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Obligations, but this resolution, the aforementioned documents, and the Obligations shall be construed and endorsed as if such illegal or invalid provisions had not been contained therein.

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

Be It Further Resolved that the United States Department of the Treasury has promulgated final regulations governing the use of the proceeds of tax-exempt obligations, all or a portion of which are to be used to reimburse the City or a borrower from the City for project expenditures paid prior to the date of issuance of such obligations. Those regulations, including Treasury Regulations, Section 1.150-2 (the “Regulations”), require that the City adopt a statement of official intent to reimburse an original expenditure not later than sixty (60) days after payment of the original expenditure; the Regulations also generally require that the Obligations be issued and the reimbursement allocation made from the proceeds of the Obligations occur within eighteen (18) months after the later of: (i) the date the expenditure is paid; or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the Obligations.

Be It Further Resolved that the City reasonably expects to reimburse the Borrower for the expenditures made for costs of the Project from the proceeds of the Obligations in an estimated principal amount of \$23,000,000 after the date of payment of all or a portion of the costs of the Project; all reimbursed expenditures shall be capital expenditures, a cost of issuance of the Obligations, or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations and also qualifying expenditures under the Act.

Be It Further Resolved that based on representations by the Borrower, no expenditures for the Project have been made by the Borrower more than sixty (60) days before the date of adoption of this Resolution other than: (i) expenditures to be paid or reimbursed from sources other than the Obligations; (ii) expenditures permitted to be reimbursed under prior regulations pursuant to the transitional provision contained in Section 1.150-2(j)(2)(i)(B) of the Regulations; (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations; or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations).

Be It Further Resolved that based on representations by the Borrower, as of the date hereof, there are no funds of the Borrower reserved, allocated on a long term-basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project to be financed from proceeds of the Obligations, other than pursuant to the issuance of the Obligations. This resolution, therefore, is determined to be consistent with the budgetary and financial circumstances of the Borrower as they exist or are reasonably foreseeable on the date hereof.

Be It Further Resolved that in anticipation of the issuance of the Obligations to finance all or a portion of the Project, and in order that completion of the Project will not be unduly delayed when approved, the Borrower is hereby authorized to make such expenditures and advances toward payment of that portion of the costs of the Project to be financed from the proceeds of the Obligations, as the Borrower considers necessary, including the use of interim, short-term financing, subject to reimbursement from the proceeds of the Obligations if and when delivered but otherwise without liability on the part of the City.

Be It Further Resolved that the officers of the City, the City Attorney, Bond Counsel, other attorneys, and other agents or employees of the City are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, or the Obligations, for the full, punctual, and complete performance of all the terms, covenants, and agreements contained in the Obligations, the aforementioned documents, and this resolution.

Be It Further Resolved that the Borrower has agreed to pay the administrative fees of the City in accordance with the applicable policies and procedures of the City. It is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower.

Be It Further Resolved that it is understood and agreed by the Borrower that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorney's fees and expenses incurred by the City) arising with respect to the Project and the Obligations, as provided for and agreed to by and between the Borrower and the City in the Financing Agreement.

Be It Further Resolved that the financing transaction represented by the Obligations is subject to all existing policies and procedures of the City and is also subject to any conduit bond policies and procedures subsequently adopted by the City to the extent the provisions thereof are intended to be applied retroactively to conduit revenue obligations issued prior to the adoption of such conduit bond policies and procedures.

Be It Further Resolved that this resolution shall take effect and be in force from and after its approval and publication. In accordance with the terms of 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 newspaper of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0832

The Minneapolis City Council hereby:

1. Approves the three-year lease renewal of 1913 and 1919 Columbus Ave S to Baraka Plaza, LLC, or an affiliate, for the purposes of maintaining and using a playground/play area as an accessory use to the Baraka Daycare Center at 1910 Chicago Ave S.
2. Authorizes a lease agreement and related documents.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0833

The Minneapolis City Council hereby directs the City Coordinator's Office, with assistance from the Departments of Community Planning & Economic Development and Regulatory Services, to contract with one or more consultants to undertake an economic impact analysis in order to evaluate rent stabilization as a component of housing policy in Minneapolis. The consulting contract should be in place no later than March 15, 2020. Staff should bring an update on progress to the Housing Policy & Development Committee by November 13, 2019.

The contract deliverables generally should include the following:

1. Establish a baseline and identify key factors for assessing annual rent increase caps as a rent stabilization policy in Minneapolis, which may include: Distribution of rent burden, rent cost trends, rental vacancy and turnover; and Composition of housing stock including age, ownership and geographic distribution of rental property.
2. Analyze these key factors within the Minneapolis context to understand potential impacts on renters and building owners. Key factors could include: Financial analysis of return on investment for rental property owners; Economic impacts to overall local economy and housing supply in other short and long term associated with capping annual rent increases; and Housing stabilization outcomes for tenants.
3. Provide potential modes for consideration rent stabilization policies that include rent increase caps and the economic impact of those models.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

The PUBLIC HEALTH, ENVIRONMENT, CIVIL RIGHTS & ENGAGEMENT Committee submitted the following report:

COUNCIL ACTION 2019A-0834

The Minneapolis City Council hereby confirms the following Mayoral appointment to the Community Environmental Advisory Commission for the unexpired two-year term beginning Jan 1, 2019, and ending Dec 31, 2020: Halley Norman, Seat 15, Ward 10.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0835

The Minneapolis City Council hereby authorizes the submittal of a grant application to the Minnesota Department of Health in an amount up to \$400,000, for the period Nov 1, 2019 through Sep 29, 2020, for targeted opioid treatment, prevention and recovery services in the City of Minneapolis, with an emphasis on African American and Native American residents.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0836

The Minneapolis City Council hereby authorizes the submittal of a grant application to the Robert Wood Johnson Foundation for the Cross Sector Innovation Initiative in an amount up to \$150,000, for the period Jan 1, 2020 through Dec 31, 2021.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0837

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health, in the amount of \$10,771, for a one-year period beginning Oct 1, 2019 through Sep 30, 2020, to implement the Safer Sex Intervention (SSI) project.
2. Authorizes an agreement with the Minnesota Department of Health for the grant.
3. Passage of Resolution 2019R-297 approving the appropriation of funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-297

By Warsame

Amending The 2019 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department (01300-8600152 revenue code 321507) by \$10,771 and increasing the revenue estimate (01300-8600152) by \$10,771.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0838

The Minneapolis City Council hereby:

1. Accepts a grant from the Robert Wood Johnson Foundation, in the amount of \$20,000, for Community Collaborative Learning, for the duration of Sep 15, 2019 through Aug 1, 2020.
2. Authorizes an agreement with the Robert Wood Johnson Foundation for the grant.
3. Passage of Resolution 2019R-298 approving the appropriation of funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-298

By Warsame

Amending The 2019 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department (01600-8600110 revenue code 372002) by \$20,000 and increasing the revenue estimate (01600-8600110) by \$20,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0839

The Minneapolis City Council hereby:

1. Authorizes a contract with We all we got sports and more, in the amount of \$6,000, for organizational capacity building under the 2019 Blueprint Approved Institute.
2. Authorizes a waiver of the City's general liability insurance requirement for the contract with We all we got sports and more.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0840

The Minneapolis City Council hereby authorizes a Mutual Confidentiality Agreement with TSI Incorporated to test newest models of TSI indoor air quality units for a duration of five years.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0841

The Minneapolis City Council hereby authorizes an increase to contract COM0000067 with Centro de Trabajadores Unidos en la Lucha (CTUL), in the amount of \$100,000, for a total amount not to exceed \$200,000, for additional services associated with labor standards outreach and vulnerable worker liaison services.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-299 ordering the work to proceed and adopting special assessments for the 27th Ave NE (University Ave to the railroad tracks) Street Reconstruction Project No. 2328 (PV075).

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

RESOLUTION 2019R-299

By Reich

Ordering the work to proceed and adopting special assessments for the 27th Ave NE (University Ave to the railroad tracks) Street Reconstruction Project No. 2328 (PV075).

Whereas, a public hearing was held on October 7, 2019, 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 2019R-249 passed August 23, 2019, 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 2019R-249 passed August 23, 2019.

Be It Further Resolved that the proposed special assessments in the total amount of \$143,991.31 for the 27th Ave NE Street Reconstruction Project (Project 2328, CPV075), as on file in the City Engineer's Special Assessment Office, be and hereby are 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 twenty (20) with the interest rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2020 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) with the interest rate to be determined by the Finance Department, with collection of the special assessments to begin on the 2020 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-300 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$143,995 for the purpose of paying the assessed cost of street improvements in the 27th Ave NE Street Reconstruction Project No. 2328.

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

RESOLUTION 2019R-300

By Reich

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$143,995 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 27th Ave NE Street Reconstruction Project No. 2328, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-301 ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 27th Ave NE project area.

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

RESOLUTION 2019R-301

By Reich

Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 27th Ave NE project area.

Whereas, the City of Minneapolis has scheduled the reconstruction starting in 2019 in the 27th Ave NE project area of Minneapolis; and

Whereas, there are areaways located in the public street right-of-way that are in conflict with said reconstruction; and

Whereas, a public hearing was held on October 7, 2019, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Sections 24.220 and 95.90, to consider the proposed abandonment and removal of the above-mentioned areaways and to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

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

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along both sides of 27th Ave NE from University Ave to the railroad tracks.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-302 adopting the assessments, levying the assessments, and adopting the assessment roll for sanitary sewer service availability charges (SAC) on the list of properties on file in the City Engineer's Special Assessment Office.

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

RESOLUTION 2019R-302

By Reich

Adopting the assessments, levying the assessments, and adopting the assessment roll for sanitary sewer service availability charges (SAC) on the list of properties on file in the City Engineer's Special Assessment Office.

Whereas, a public hearing was held on October 7, 2019, in accordance with Minnesota Statutes, Section 429.101, by authority of Minnesota Statutes, Chapter 473, to consider the proposed assessments as shown on the proposed assessment roll on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding this matter;

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

That the proposed assessments against the affected properties on the 2019 SAC Fees list, updated September 11, 2019, as on file in the City Engineer's Special Assessment Office, in the total amount of \$4,866.07 as shown on the proposed assessment roll on file in the City Engineer's Special Assessment Office, is hereby adopted and levied.

Be It Further Resolved that the assessments be collected in their entirety on the 2020 real estate tax statements, with interest charged at the rate of 5%.

Be It Further Resolved that the assessment roll as prepared by the City Engineer be and hereby is adopted and that certified copies of said assessment roll be transmitted to the Hennepin County Auditor.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-303 establishing uniform assessment rates for street construction, street renovation, street resurfacing, and alley construction and resurfacing improvements for the 2020 calendar year.

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

RESOLUTION 2019R-303

By Reich

Establishing uniform assessment rates for street construction, street renovation, street resurfacing, and alley construction and resurfacing improvements for the 2020 calendar year.

Whereas, the City Council adopted a policy on October 31, 1980, establishing yearly uniform assessment rates for similar improvements at various locations; and

Whereas, the City Council adopted assessment policies on May 22, 1998, June 12, 1998, and December 12, 2008, relating to residential and non-residential properties and relating to Local and Other streets; and

Whereas, the City Council adopted a policy on February 15, 2008, establishing the street resurfacing program and assessment policy relating to residential and non-residential properties; and

Whereas, the City Council adopted a policy on November 12, 2013, establishing the alley construction program and assessment policy relating to residential and non-residential properties; and

Whereas, the City Engineer has submitted the recommended 2020 Uniform Assessment Rates, on file in the City Engineer's Special Assessment Office;

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

That the following rates are hereby established as the 2020 uniform assessment rates and are to be applied in determining the assessments for the benefited parcels for certain types of work to be constructed in the 2020 calendar year:

Construction (street paving, curb and gutter, and other street paving-related improvements) – appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

\$2.66/sq ft – Non-Residential;
\$0.88/sq ft – Residential.

Renovation (mill and overlay of street surface and selected curb and gutter and street construction as needed) – appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

\$1.33/sq ft – Non-Residential;
\$0.44/sq ft – Residential.

Resurfacing (mill and overlay of street surface only) – appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

\$0.66 – Non-Residential;
\$0.22 – Residential.

Alley Construction (paving and other alley paving-related improvements) – appropriate rate is applied to the land area of benefited parcels abutting the alley being improved:

\$0.29 – Non-Residential and Residential.

Alley Resurfacing (overlay concrete alleys with bituminous materials) – appropriate rate is applied to the land area of benefited parcels abutting the alley being improved:

\$0.07 – Non-Residential and Residential.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0842

The Minneapolis City Council hereby:

1. Authorizes a cooperative agreement with the Mississippi Watershed Management Organization (MWMO), whereby the City will receive an amount not to exceed \$128,000, for construction costs related to stormwater quality infrastructure features as part of the Green Infrastructure and Safe Routes to School improvements at Edison High School.
2. Passage of Resolution 2019R-304 approving appropriation of funds to the Public Works Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-304 By Warsame

Amending the 2019 Capital Budget 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 Public Works Surface Water and Sewers capital (07300-9010932-CSW0119018C) by \$128,000, and increasing the revenue estimate (07300-9010932-Revenue Code 0322505) by \$128,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0843

The Minneapolis City Council hereby authorizes a master service agreement with each of 66 successful firms responding to the Request for Proposals for the 2020 - 2023 Public Works Consulting Pool.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0844

The Minneapolis City Council hereby authorizes a temporary construction easement agreement with the University of Minnesota, in an amount not to exceed \$27,500, for renovations of the 10th Ave SE River Bridge.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0845

The Minneapolis City Council hereby authorizes assignment of Contract No. C-38739, between Williams Towing, Inc. and the City of Minneapolis, following the sale of Williams Towing, Inc. to John Hosek, to allow for the continuation of towing services in Zone 6 through the current term of the contract ending June 30, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0846

The Minneapolis City Council hereby authorizes the acceptance of the second low bid of Cy-Con, Inc., submitted on Event No. 401, in the amount of \$257,500, to provide all materials, labor, equipment, and incidentals necessary for the Ramp A Waterproofing and Structural Repairs 2019 Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0847

The Minneapolis City Council hereby authorizes the acceptance of the low bid of St. Paul Linoleum and Carpet Company, submitted on Event No. 537, in the amount of \$178,224.11, to provide all materials, labor, equipment, and incidentals necessary for the 11th and Marquette Area Skyway Carpet Replacement Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0848

The Minneapolis City Council hereby authorizes the acceptance of low bid of PCI Roads, LLC, submitted on Event No. 462, in the amount of \$350,000, to provide all materials, labor, equipment, and incidentals necessary for 20-Inch drain line vaults for the Columbia Heights Filter Plant, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

The WAYS & MEANS Committee submitted the following report:

COUNCIL ACTION 2019A-0849

The Minneapolis City Council hereby approves the settlement of the Workers' Compensation claim of James Hart, by payment of \$175,000 to Mr. Hart and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0850

The Minneapolis City Council hereby approves the settlement of the Workers' Compensation claim of Randall Miller, by payment of \$155,000 to Mr. Miller and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0851

The Minneapolis City Council hereby approves the settlement of the personal injury claims of Ira Vidal Broadway, by payment of \$4,000 to Mr. Broadway and his attorney, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0852

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41004 with Restorative Justice Community Action, in the amount of \$175,000 for a total amount not to exceed \$475,000, for restorative justice services.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0853

The Minneapolis City Council hereby:

1. Authorizes acceptance of a follow-on Prosecutorial Services to Crime Victims grant for 2019-2020, jointly funded from the U.S. Department of Justice, Office of Justice Programs, Office for Victims of Crime; and the Minnesota Department of Public Safety, Crime Victim Services, in the amounts of \$205,542 and \$24,980 respectively, with a \$51,386 matching component, for the funding of a

two-year Victim Witness Specialist position (1 FTE), along with funding for increased outreach and training.

2. Authorizes an agreement with the Minnesota Department of Public Safety for the grant.
3. Passage of Resolution 2019R-305 approving appropriation of funds to the City Attorney's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-305

By Warsame

Amending The 2019 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 City Attorney's Office in the Grants-Federal Fund (01300-1400100) by \$205,542 and in the Grants-Other Fund (01600-1400100) by \$24,980, and increasing the City Attorney's Office revenue estimate in the Grants-Federal Fund (01300-1400100-321010) by \$205,542 and in the Grants-Other Fund (01600-1400100-321509) by \$24,980.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0854

The Minneapolis City Council hereby:

1. Authorizes an extension to the legal services agreement with Kennedy & Graven, Chartered for a two-year period, through 2021, in an amount not to exceed \$300,000 for the total five-year contract period, to serve as general bond counsel to the City.
2. Authorizes an extension to the legal services agreement with Gray Plant Mooty for a two-year period, through 2021, in an amount not to exceed \$100,000 for the total five-year contract period, to serve as bond counsel for the limited tax-supported Common Bond Fund.

3. Authorizes an extension of the term from 2017-2019 to 2017-2021 for the designation of the following firms as the Conduit Revenue Bond Counsel Panel:
 1. Barnes and Thornburg LLP
 2. Briggs and Morgan
 3. Dorsey and Whitney LLP
 4. Gray Plant Mooty
 5. Kennedy and Graven, Chartered
 6. Kutak Rock LLP
 7. McGrann Shea Carnival Straughn & Lamb, Chartered.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0855

The Minneapolis City Council hereby:

1. Authorizes acceptance of a grant from the Mississippi Watershed Management Organization (MWMO), in an amount not to exceed \$20,000, for enhanced site storm water treatment construction at the East Side Storage & Maintenance Facility. There is no requirement for City matching funds for this grant.
2. Passage of Resolution 2019R-306 approving appropriation of funds to the Public Works Department

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

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

RESOLUTION 2019R-306

By Warsame

Amending The 2019 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Public Works Department in the PSD17 Fund (07700-9010964-507007-CPSD17SW2016-CSW04) by \$20,000, and increasing the Public Works Department revenue estimate in the PSD17 Fund (07700-9010964-322502-CPSD17SW2016 SC998) by \$20,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0856

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Plant Pros, LLC, submitted on Event No. 408, for Base Bid Items 1-6 and Alternate 1, in the amount of \$132,839, to provide all materials, labor, equipment, and incidentals necessary for the re-bid for the 2019 Landscape Renovation Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0857

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Public Safety - OTS (Office of Traffic Safety), in the amount of \$288,050, for the continuation of the Minneapolis Police Department's Toward Zero Deaths traffic enforcement partnership program.
2. Authorizes an agreement with the Minnesota Department of Public Safety - OTS for the grant.
3. Authorizes agreements to share the awarded funds with the Minneapolis Park Police and the police departments of Crystal, Golden Valley, New Hope, Robbinsdale, and the University of Minnesota in amounts to be determined.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

COUNCIL ACTION 2019A-0858

The Minneapolis City Council hereby:

1. Authorizes a contract with the Regents of Minnesota Center for Urban and Regional Affairs (CURA), in the total amount of \$60,000 over a two-year period, for research and program development for the Neighborhoods 2020 Plan.
2. Authorizes the customization of the City's Standard Contract Form with the Regents of Minnesota Center for Urban and Regional Affairs (CURA) to include the following exceptions:
 1. Insurance: The University is self-insured and thus does not carry the insurance coverages required by the City's standard terms and conditions.

2. Intellectual Property: The University would own, or own jointly with the City, any intellectual property developed pursuant to this contract.
3. Equal Benefits Ordinance: The City would deem that the University is in compliance with this ordinance.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The EXECUTIVE Committee submitted the following report:

Johnson moved to refer to the Ways & Means Committee a collective bargaining agreement with the Stationary Engineers Unit, and the accompanying Executive Summary, for the period October 1, 2019, through September 30, 2022.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Jenkins (2)

Adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Johnson gave notice of intent to introduce at the next regular meeting of the City Council an ordinance amending Title 10, Chapter 204 of the Minneapolis Code of Ordinances relating to Food Code, Environmental Preservation: Environmentally Acceptable Packaging, amending regulations to provide a recycling and/or organics management system at public events and markets, and exempting some food establishments from the requirement to provide front of the house recycling and/or organics collection.

Cunningham and Ellison gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, amending the composition of the emergency violation hearing board and adding rules for hearings related to emergency housing repairs.

Cunningham and Jenkins gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending the Minneapolis Code of Ordinances:

1. Title 15 relating to Offenses—Miscellaneous, adding thereto a new Chapter 402 entitled “Prohibition of Conversion Therapy” to prohibit conversion therapy or reparative therapy.
2. Title 1, Chapter 2 relating to General Provisions: Administrative Enforcement and Hearing Process, amending provisions related to personnel authorized to issue citations.

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, Chapter 474 of the Minneapolis Code of Ordinances relating to Traffic Code: Vehicle Operation, adding a new section on the process for establishing speed limits for city streets.

RESOLUTIONS

Resolution 2019R-307 recognizing October as Breast Cancer Awareness Month and October 11, 2019, as Metastatic Breast Cancer Awareness Day in the City of Minneapolis was adopted.

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

RESOLUTION 2019R-307

**By Bender, Reich, Gordon, Fletcher, Cunningham, Ellison,
Warsame, Goodman, Jenkins, Cano, Schroeder, Johnson, and Palmisano**

Recognizing October as Breast Cancer Awareness Month and October 11, 2019, as Metastatic Breast Awareness Day in the City of Minneapolis.

Whereas, there are more than 3.5 million women in the United States living with a history of invasive breast cancer; and

Whereas, this year 4,700 women in Minnesota are expected to be diagnosed with breast cancer and 640 to die from the disease; and

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

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

Whereas, since 2015, approximately 72% of Minnesota women ages 40+ had received a mammogram in the previous two years; and

Whereas, only 30% of uninsured women in Minnesota received a recent mammogram in 2015; and

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

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

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

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

Whereas, there is no cure for breast cancer;

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

That the Mayor and City Council do hereby declare October 2019 to be “Breast Cancer Awareness Month” and October 11, 2019, as Metastatic Breast Cancer Awareness Day in the City of Minneapolis.

MOTIONS

On motion by Gordon and Johnson, the City Clerk was directed to modify the original notice and ordinance introduction to correctly identify the amendment is proposed to Title 2, Chapter 14 of the Minneapolis Code of Ordinances relating to Administration: In General, establishing procedures for setting or changing compensation levels for the Mayor and City Council Members, for referral to the Ways & Means Committee for the setting of a public hearing.

On motion by Cunningham, notice was given to bring forward for consideration an amended version of the 2020 City Council & Committees Calendar, which will be presented for consideration at the next regular meeting of the Committee of the Whole on October 23, 2019.

ADJOURNMENT

On motion by Johnson, the meeting was adjourned at 9:56 a.m.

Casey Joe Carl,
City Clerk