

# Minneapolis City Council Agenda

**Regular Meeting**  
Friday, June 15, 2012  
9:30 a.m. - Room 317 City Hall

**NOTE:** All cellular telephones and electronic devices to be switched to a non-audible function during Council and Committee meetings.

**Present:** Council President Johnson, Vice President Lilligren, Majority Leader Schiff, Minority Leader Gordon, Council Members Reich, Hofstede, Samuels, Goodman, Glidden, Tuthill, Quincy, Colvin Roy and Hodges (Majority vote of all members, 7; 2/3 vote of all members, 9)

1. Roll Call.

2. Adoption of the agenda.

**Action Taken: Adopted, as amended to add New Business #5**

3. Acceptance of minutes of the regular meeting of May 25, 2012.

**Action Taken: Accepted.**

4. Referral of petitions and communications and reports of the City officers to proper committees and departments.

**Action Taken: Referred.**

## REPORTS OF STANDING COMMITTEES

### Committee of the Whole

COW agenda of [5/24/2012](#) & [6/14/2012](#)

1. New Nicollet Mall Project:

a) Motion to find under Council Rule 4 that the regular Council cycle is not adequate, and to consider the action relating to this item of the Committee of the Whole/Intergovernmental Relations Subcommittee from June 14, 2012.

b) Passage of Resolution authorizing the City's application to the Minnesota Department of Employment and Economic Development [DEED] Minnesota Business Development Capital Projects Grant Program.

*Early Signature by Mayor Requested.*

**Action Taken: Approved.**

2. Election Integrity & Corporate Personhood:

a) Motion to find under Council Rule 4 that the regular Council cycle is not adequate, and to consider the action relating to this item of the Committee of the Whole/Intergovernmental Relations Subcommittee from June 14, 2012.

b) Approve amendment to the City's Federal Agenda by adding Transparency in Elections language regarding corporate contributions and expenditures for election and public policy decisions;

c) Passage of Resolution supporting a United States Constitutional Amendment to regulate corporate political spending and campaign financing.

**Action Taken: Approved.**

3. Stadium Implementation Committee:

a) Motion to find under Council Rule 4 that the regular Council cycle is not adequate, and to consider the action relating to this item of the Committee of the Whole/Intergovernmental Relations Subcommittee from June 14, 2012.

b) **Sent forward without recommendation** a Resolution appointing City representatives and related actions.

**Action Taken: Approved, as amended.**

## Community Development

### *CD agenda of [6/5/2012](#)*

1. Longfellow Station Project (3815 Hiawatha Ave):
  - a) Passage of Resolutions 1) Granting preliminary & final approval to the issuance of bonds; 2) Amending & restating Resolution No. 2009R-420, authorizing Pay-As-You-Go Tax Increment Financing Note to reduce principal amount of note;
  - b) Authorize restructuring of City assistance from Hiawatha LRT Transit-Oriented Development set-aside;
  - c) Authorize amendments to Redevelopment Agreement & AHTF/HOME Written Agreement to update performance deadlines;
  - d) Authorize subordination of City's existing AHTF/HOME loan to U.S. Bank/Cornerstone first mortgage loan & Minnesota Housings loan;
  - e) Authorize necessary documents with Longfellow Station Limited Partnership, Longfellow Station Commercial LLC.

**Action Taken: Approved.**
2. Central Corridor LRT Project:
  - a) Authorize Joint Powers Agreement with Housing & Redevelopment Authority of the City of St. Paul for a Central Corridor Business Marketing Program;
  - b) Authorize amendments to JPA to modify the ratio of program funds allocated to the two affected cities;
  - c) Authorize administration fee to St. Paul HRA to oversee contract in Mpls.

**Action Taken: Approved.**
3. Heritage Park Redevelopment Project/Heritage Housing, LLC Foreclosure:
 

Authorize termination of existing Redevelopment Contract.

**Action Taken: Approved.**
4. 2012 Affordable Housing Incentive Fund:
 

Passage of Resolution granting approval for Hennepin County Housing & Redevelopment Authority to provide financial assistance to five Mpls projects.

**Action Taken: Approved.**
5. 129 Plymouth Ave N Amended Redevelopment Contract Terms:
 

Approve amended terms.

**Action Taken: Approved.**
6. Minneapolis Workforce Council:
  - a) Confirm Mayoral appointments/reappointments of Anthony Goze, John Mbali, Reuven Rahamim, Jim Roth, Linda Vang; Darla Figoli, Charles McIntosh, Carolyn Roby (Chair), Douglas Fleteau, Terrell Towers,;
  - b) Approve waiver of residency requirement for Darla Figoli, John Mbali, Charles McIntosh, Reuven Rahamim, Terrell Towers & Linda Vang.

**Action Taken: Approved.**
7. Pillsbury Lofts (301 Main St):
 

Passage of Resolution giving preliminary approval to issue bonds for housing project at Pillsbury "A" Mill complex. (9 votes)

**Action Taken: Approved, as amended.**

*Referred Report to Public Safety, Civil Rights & Health and Ways & Means/Budget*

8. Community Development Block Grant Year 36 Public Service Funds:
 

Authorize extension of time period to expend funds in support of Not Ready Now teen pregnancy prevention program at Longfellow School & for three Minneapolis Living at Home Block Nurse programs.

**Action Taken: Approved.**

*Referred Reports to Ways & Means/Budget*

9. Small Business Support:
  - a) Establish Small Business Technical Assistance Program & adopt guidelines;
  - b) Approve reallocation of funds from Business Development Fund.

**Action Taken: Approved.**

## 10. 2012 Metropolitan Council Livable Communities Demonstration Account:

Passage of Resolution authorizing submission & priority ranking of grant applications.

**Action Taken: Approved.****Public Safety, Civil Rights & Health***PSCH agenda of [6/6/2012](#)*

## 1. Internship Agreement:

Authorize internship agreement with Minnesota State University at Mankato for Therapeutic Recreation Program students to serve internships at the U-Care Skyway Senior Center for the period of May 1, 2012 through April 30, 2017.

*Early Signature by Mayor Requested.*

**Action Taken: Approved.**

## 2. Public Health Advisory Committee Appointments:

Approve appointments of Linda Welter as the Ward 10 representative and Silvia Perez, Ward 9, as the Mayoral appointee to the Minneapolis Public Health Advisory Committee for two-year terms to end December 31, 2013.

**Action Taken: Approved.**

## 3. Youth Violence Prevention Executive Committee Appointment:

Approve Mayoral appointment of Eugene Roehlkepartain (Ward 3-Work), as a representative of the academic sector, to fulfill the balance of a term running through December 31, 2012.

**Action Taken: Approved.**

## 4. Unified Certification Program Agreement:

Passage of Resolution authorizing the City of Minneapolis to become a party to the Unified Certification Program Agreement and to become a Certifying Agency authorized to certify Disadvantaged Business Enterprises (DBE).

**Action Taken: Approved.**

## 5. Director of Emergency Management Position:

Passage of Ordinance amending Title 6, Chapter 128 of the Minneapolis Code of Ordinances relating to *Emergency Preparedness and Management: Emergency Preparedness and Management*, to retitle the Director's Position.

**Action Taken: Approved.**

## 6. Appointment of Director of Emergency Management:

Approve appointment of Barret Lane to the Director of Emergency Management position.

**Action Taken: Approved.***Referred Reports to Ways & Means/Budget*

## 7. Contract Amendment:

Authorize Amendment No. 2 to Contract C-27370 with Fairview Diagnostic Laboratories to extend the termination date to June 30, 2017, to allow for implementation of the Electronic Health Records interface at no additional cost to the City.

**Action Taken: Approved.**

## 8. Hennepin Youth Sports Program:

Authorize execution of contract with Hennepin County to accept \$7,900 for purchase of youth baseball equipment through the Minneapolis Youth Baseball Association; and Passage of Resolution approving appropriation.

**Action Taken: Approved.**

## 9. Byrne Grant Award:

Authorize acceptance of 2012 Edward Byrne Memorial Justice Assistance Grant Award in the amount of \$306,344; and Passage of Resolution approving appropriations to the City Attorney in the amount of \$200,000

and the Police Department in the amount of \$106,344.

(9 votes)

**Action Taken: Approved.**

10. Veterinary Services:

Authorize contract with the University of Minnesota, College of Veterinary Medicine for the care of K-9 service dogs, in an expected amount of \$22,595 per year.

**Action Taken: Approved.**

11. Animal Care and Control Donations:

Passage of Resolution in-kind donations of dog and cat food and supplies, from the following individuals: Remington Edwards, Mary Wick and Melissa Hansen.

**Action Taken: Approved.**

## Regulatory, Energy & Environment

*RE&E agenda of [6/4/2012](#)*

1. Liquor, Wine and Sidewalk Cafe Licenses:

Passage of Resolution granting licenses to the following businesses

a) Birdhouse on Hennepin, 2516 Hennepin Ave - *Early Signature by Mayor Requested.*

b) El Meson, 3450 Lyndale Ave S

c) Cafe Ena, 4601 Grand Ave S

d) Dilla's Ethiopian Restaurant, 1813 Riverside Ave - *Early Signature by Mayor Requested*

e) Hazel's Northeast Restaurant, 2859 Johnson St NE

f) Lunds, 1201 Hennepin Ave

g) Modern Times, 3200 Chicago Ave.

**Action Taken: Approved.**

2. Liquor, Wine and Beer Licenses:

Passage of Resolution granting license applications.

**Action Taken: Approved.**

3. Business Licenses:

Passage of Resolution granting license applications.

**Action Taken: Approved.**

4. Gambling Licenses:

Passage of Resolution granting license applications.

**Action Taken: Approved.**

5. Liquor Licensing - Temporary Expansions:

a) Passage of Ordinance amending Title 14, Chapter 362 relating to *Liquor and Beer: Liquor Licenses*, allowing 12 days of temporary events annually for licensees.

b) Staff directed to report back to Council Members with recommendations on how to use the described resolution power within the ordinance for identifying specific businesses that would go through an approval process; and how to work with businesses that are very close to residential property.

**Action Taken: Postponed 1 cycle.**

6. Rental Dwelling License at 3538 Dupont Ave N:

Approve reinstatement of license to be held by Mark Langmade.

**Action Taken: Approved.**

7. Chapter 249 Property at 2639 Oliver Ave N:

Deny rehabilitation agreement and authorize demolition; Direct City Attorney's Office to draft findings supporting the Committee's decision.

**Action Taken: Approved, as amended.**

8. Rental Dwelling License at 1919 10th Ave S:

Deny license held by Keith Lentz.

**Action Taken: Approved.**

9. Rental Dwelling License at 4105 5th Ave S:  
Revoke license held by Robert Fiason.

**Action Taken: Approved.**

10. Healthy Homes Thriving Communities Grant:

Negotiate and execute contracts with the following service providers to correct home hazards and provide training as part of the grant award

Community Action of Minneapolis, \$100,000

Neighborhood Housing Service, \$100,000

Project for Pride in Living, \$50,000

Habitat for Humanity, \$50,000

Sustainable Resource Center, \$50,000

ClearCorp, \$50,000

ICP Green, \$10,000.

**Action Taken: Approved.**

11. Bid for Weed Cutting and Plant Growth:

OP #7608, accept low bid of Over the Top for weed cutting and plant growth removal for the Department of Regulatory Services.

**Action Taken: Approved.**

## Transportation & Public Works

*T&PW agenda of [6/5/2012](#)*

1. NPDES Stormwater Management Program - Report on 2011 Activities:

Passage of Resolution adopting the *Annual National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Report on 2011 Activities* as the Annual Report on the City's Stormwater Management Plan for submittal to the Minnesota Pollution Control Agency.

**Action Taken: Approved.**

2. Intercity Regional Trail Master Plan and Layout Approval:

a) Passage of Resolution supporting the Intercity Regional Trail Master Plan, as prepared by Three Rivers Park District;

b) Approve the layout for the Minneapolis portion of the trail; and

c) Authorize execution of cooperative agreements with Three Rivers Park District to construct the trail within City right-of-way and with the Minneapolis Park and Recreation Board to operate and maintain the trail.

**Action Taken: Approved.**

3. Bottineau Transitway Locally Preferred Alternative:

Passage of Resolution supporting the locally preferred alternative for the Bottineau Transitway Project to be forwarded to the Hennepin County Regional Railroad Authority and Metropolitan Council.

**Action Taken: Approved.**

### *Referred Reports to Ways & Means/Budget*

4. 2012 Parkway Paving and Lighting Projects:

Passage of Resolution increasing the appropriation for the Parkway Paving Project by \$1,000,000 and the Parkway Street Lighting Project by \$1,544,300 from Minneapolis Park and Recreation Board funds.

**Action Taken: Approved.**

5. Asset Management Software RFP:

Authorize issuance of a Request for Proposals (RFP) for professional services for the implementation of Maximo Asset Management Software for the Water Treatment & Distribution and Surface Water & Sewers Divisions.

**Action Taken: Approved.**

6. Hopkins System Improvements Project:

a) Authorize negotiation and execution of a Master Funding Agreement with Metropolitan Council Environmental Services (MCES) for the Hopkins System Improvements Project; and

b) Authorize negotiation and execution of a Subordinate Funding Agreement with MCES for reimbursement of City force work associated with the project.

**Action Taken: Approved.**

7. Bids:

a) OP 7611, Accept low bid of Bituminous Roadways, Inc. for the 2012 Paving and Concrete Curb Project for the Water Treatment & Distribution Division; and

b) OP 7614, Accept only bid of Brown Traffic Products, Inc. to provide programmable vehicle and pedestrian count-down signal indications for the Traffic Division.

**Action Taken: Approved.**

## Ways & Means/Budget

### *W&M/Budget agenda of [6/11/2012](#)*

1. Legal Settlements:

Passage of Resolution approving settlement of:

a) *Fred Farthing v. Officer David Hansen* (\$20,000); and

b) *Kurt A. Mencil v. City of Minneapolis* (\$100,000).

**Action Taken: Approved.**

2. Bids:

a) OP 7617, accept low bid of Shaw-Lindquist Associates, Inc. for an estimated expenditure of \$2,543,000, for the restroom renovation project for the Minneapolis Convention Center; and

b) OP 7634, accept low bid of Killmer Electric Company, Inc., for an estimated expenditure of \$145,200, for the Target Center Show Power project for the Minneapolis Convention Center.

**Action Taken: Approved.**

3. CLIC Appointment:

Approve Mayoral appointment of Jamil Ford, Ward 5, to the Capital Long-Range Improvement Committee, to fill the balance of an unexpired term through December 31, 2012.

**Action Taken: Approved.**

4. Bid:

OP 7580, Accept third low responsive responsible bid of Ebert, Inc. (d/b/a Ebert Construction), for an estimated expenditure of \$1,967,400, to complete the construction of the Emergency Operations Training Facility Apparatus Bay Addition Project for the Finance Property Services Department.

**Action Taken: Approved.**

5. 2011 Internal Audit Annual Report:

a) Approve adoption of the management action plans presented by Finance regarding the following Audit Findings as part of Audit Report No. 2011-07 "Bank Account Reconciliation, Bank Account Access and ACH Transaction Review":

1) The finding that all authorized users of Commercial Electronic Office having a high dollar wire transfer transaction limit represents unnecessary risks to the City; and

2) The finding relating to background checks for employees with high dollar wire transfer transaction responsibilities.

b) Receive and File the recommendation of the Audit Committee that the Internal Auditor be included in the City's Department Leadership meetings.

**Action Taken: Approved.**

## Zoning & Planning

### *Z&P agenda of [6/7/2012](#)*

1. Mulroy's Body Shop, 3900 and 3920 Nicollet Ave:

Passage of Ordinance amending the *Zoning Code* to rezone the properties from the R2B Two Family Residential District to the C2 Neighborhood Corridor Commercial District to rehabilitate the office portion of the existing building at 3920 Nicollet Ave to improve the offices of the auto body business and to house several commercial businesses that would be accessed through a separate entrance off Nicollet Ave, n/w/s staff

recommendation; and Adopt findings of the Planning Commission.

**Action Taken: Approved.**

2. Anytime Fitness, 2104 and 2110 W Broadway:

Passage of Ordinance amending the *Zoning Code* to rezone the properties from the C1 Neighborhood Commercial District to the C2 Neighborhood Corridor Commercial District to allow a major sports and health facility within the existing building; and Adopt related findings.

**Action Taken: Approved.**

3. City Planning Commission:

Approve Mayoral reappointment of Lauren Huynh, Ward 13, to the Planning Commission for a two-year term to expire January 31, 2014.

**Action Taken: Approved.**

4. Above the Falls Plan:

Passage of Resolution supporting the Vision of the Minneapolis Riverfront Development RiverFIRST Initiative; and Engagement with the Minneapolis Park and Recreation Board to implement a shared vision for the City's Upper River.

**Action Taken: Approved.**

5. Zoning Code Text Amendment - Maximum Occupancy of Dwelling Units:

Return to author the following ordinances amending the *Zoning Code*:

- a) Chapter 520 relating to *Introductory Provisions*;
- b) Chapter 527 relating to *Planned Unit Development*;
- c) Chapter 546 relating to *Residence Districts*;
- d) Chapter 547 relating to *Office Residence Districts*;
- e) Chapter 548 relating to *Commercial Districts*;
- f) Chapter 549 relating to *Downtown Districts*;
- g) Chapter 551 relating to *Overlay Districts*.

**Action Taken: Referred back to Z&P Committee**

## Reports from the Audit Committee

## Motions

1. City Payroll

Motion by Hodges that regular payrolls of City employees under Council jurisdiction for the month of July, 2012, be approved and ordered paid.

**Action Taken: Approved.**

## Resolutions

1. Honorary Resolution:

Passage of Resolution honoring Twin Cities World Refugee Day.

**Action Taken: Approved.**

## Unfinished Business

1. Minnesota Department of Employment & Economic Development (CD Committee Report):

Accept & appropriate grant funds for Pillsbury Lofts Project; and Passage of Resolution appropriating funds (9 votes).

(CC Action: Postponed 4/27/2012, 5/11/2012, & 5/25/2012)

**Action Taken: Approved.**

## New Business

1. Ordinance Introduction (**Unanimous consent required**):

Schiff moves to introduce the subject matter of an ordinance amending Title 20, Chapter 536 of the

Minneapolis Code of Ordinances relating to relating to *Zoning Code: Specific Development Standards* , for first reading and referral to the Zoning & Planning Committee (establishing an exception to the minimum window requirement for film, video, and audio production use).

**Action Taken: Referred to the Zoning & Planning Committee.**

2. Ordinance Introduction (***Unanimous consent required***):

Hodges moves to introduce the subject matter of an ordinance amending Title 17, Chapter 447 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: Parades/Races*, for first reading and referral to the Transportation & Public Works Committee (requiring a recycling policy for parades and races).

**Action Taken: Referred to the Transportation & Public Works Committee.**

3. Notice of Intent:

Colvin Roy gives notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 535 of the Minneapolis Code of Ordinances relating to *Zoning Code: Regulations of General Applicability* (lifting the prohibition on chain link fences with slats as a prohibited fence material and to permit chain link fences with certain durable slats, that are resistant to breakage and held securely in place).

4. Notice of Intent:

Hofstede gives notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations* (creating a new Chapter 306 entitled *Commercial Pedal Cars*).

5. SAFER Grant:

Acceptance of the Federal Staffing for Adequate Fire and Emergency Response (SAFER) Grants program Grant for 2012; and Passage of Resolution appropriating funds in the amount of \$1,068,924. (9 votes)

**Action Taken: Approved.**

Staff Report: [SAFER Grant RCA](#)

## Announcements

## Adjournment

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**Notice:** A portion of this meeting may be closed to the public pursuant to Minnesota Statutes Section 13D.03 or 13D.05.

**Next Regular City Council Meeting: Friday, June 29, 2012**

**City Clerk email: [councilcommitteecoordinators@minneapolismn.gov](mailto:councilcommitteecoordinators@minneapolismn.gov)**

**Minneapolis Web Page: [www.minneapolismn.gov](http://www.minneapolismn.gov)**

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Last updated Jun 20, 2012