



# City of Duluth

411 West First Street  
Duluth, Minnesota 55802

## Meeting Agenda - Final

### City Council

**MISSION STATEMENT:** *The mission of the Duluth City Council is to develop effective public policy rooted in citizen involvement that results in excellent municipal services and creates a thriving community prepared for the challenges of the future.*

**TOOLS OF CIVILITY:** *The Duluth City Council promotes the use and adherence of the tools of civility in conducting the business of the council. The tools of civility provide increased opportunities for civil discourse leading to positive resolutions for the issues that face our city. We know that when we have civility, we get civic engagement, and because we can't make each other civil and we can only work on ourselves, we state that today I will: pay attention, listen, be inclusive, not gossip, show respect, seek common ground, repair damaged relationships, use constructive language, and take responsibility. [Approved by the council on May 14, 2018]*

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Tuesday, May 28, 2024

7:00 PM

Council Chamber

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#### ROLL CALL

#### PLEDGE OF ALLEGIANCE

#### APPROVAL OF MINUTES

1. [24-028](#) Meeting Minutes of the Duluth

#### REPORTS FROM THE ADMINISTRATION

#### REPORTS FROM OTHER OFFICERS

#### REPORTS OF COUNCIL COMMITTEES

#### REPORTS OF COUNCIL OPEN ISSUES

#### OPPORTUNITY FOR CITIZENS TO BE HEARD

#### CONSENT AGENDA

#### BY VICE PRESIDENT TOMANEK (PERSONNEL)

2. [24-0397R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF MANAGER, MIS, INCLUDING A TITLE CHANGE TO MANAGER, INFORMATION TECHNOLOGY, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Attachments:** [Exhibit A](#)

**BY COUNCILOR NEPHEW (PLANNING & ECONOMIC DEVELOPMENT)**

3. [24-0408R](#) RESOLUTION VACATING A 10-FOOT WIDE UTILITY EASEMENT ON LOT 7 GREYSOLON PLACE ADDITION.

**Attachments:** [PL 24-044 Staff report and attachments](#)  
[PL 24-044 signed exhibit](#)

4. [24-0409R](#) RESOLUTION VACATING THE UNIMPROVED PLATTED RIGHT OF WAY BETWEEN BLOCKS 11 AND 12 IN LLOYD'S DIVISION OF DULUTH.

**Attachments:** [PL 24-048 Staff report and attachments](#)  
[PL 24-048 signed exhibit](#)

5. [24-0378R](#) RESOLUTION AUTHORIZING A FIRST AMENDMENT TO THE PURCHASE AGREEMENT WITH JAMES D. MCCAULEY TO ACQUIRE CERTAIN REAL PROPERTY IN THE LINCOLN PARK NEIGHBORHOOD FOR \$5,000.

**Attachments:** [Exhibit 1-Resolution re First Amendment](#)  
[Exhibit 2-Resolution re First Amendment](#)

**BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)**

6. [24-0398R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH SHORT ELLIOTT HENDRICKSON INC. FOR ENGINEERING SERVICES FOR THE RAILROAD STREET RECONDITIONING PROJECT FOR AN AMOUNT NOT TO EXCEED \$163,225.00.

**Attachments:** [Exhibit A](#)

7. [24-0410R](#) RESOLUTION AWARDED A CONTRACT TO VEIT & COMPANY, INC. FOR THE 2023 LEAD WATER SERVICE REPLACEMENT - NEW DULUTH NEIGHBORHOOD FOR A TOTAL AMOUNT NOT TO EXCEED \$2,861,207.00.

8. [24-0412R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH MSA PROFESSIONAL SERVICES, INC. FOR CONSTRUCTION ENGINEERING SUPPORT AND INSPECTION SERVICES FOR THE 2023 LEAD WATER SERVICE REPLACEMENT PROJECT - NEW DULUTH NEIGHBORHOOD FOR AN AMOUNT NOT TO EXCEED \$518,570.00.

**Attachments:** [Exhibit A](#)

**BY COUNCILOR SWENSON (PUBLIC SAFETY)**

9. [24-0395R](#) RESOLUTION AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT FROM THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE, OFFICE OF JUSTICE PROGRAMS, IN AN AMOUNT NOT TO EXCEED \$18,000.00 FOR THE REIMBURSEMENT OF THE PURCHASE OF BALLISTIC VESTS.

**Attachments:** [Document A](#)

**BY COUNCILOR AWAL (RECREATION, LIBRARIES & AUTHORITIES)**

10. [24-0371R](#) RESOLUTION AUTHORIZING A LICENSE AGREEMENT BETWEEN THE CITY OF DULUTH AND THE LAKE SUPERIOR AND MISSISSIPPI RAILROAD.

**Attachments:** [Exhibit A](#)

11. [24-0405R](#) RESOLUTION AUTHORIZING A THREE-YEAR NON-EXCLUSIVE LICENSE AGREEMENT WITH TOP HAT CARRIAGE SERVICES LLC FOR USE OF SPACE IN CANAL PARK TO TEMPORARILY HITCH HORSES AND CARRIAGES FOR \$500 PER YEAR.

**Attachments:** [Exhibit 1-2024 Resolution](#)

**END OF CONSENT AGENDA**

***The following entitled resolutions are also to be considered:***

**BY PRESIDENT RANDORF (COMMITTEE OF THE WHOLE)**

12. [24-0425R](#) RESOLUTION AUTHORIZING TRANSFER OF \$14,507,890 AND ASSIGNMENT OF TWO CONTRACTS TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR AFFORDABLE HOUSING, CHILDCARE, AND BLIGHT REDUCTION

**Sponsors:** Randorf, Swenson, Nephew and Forsman

**Attachments:** [Exhibit A.pdf](#)  
[Exhibit B.pdf](#)  
[20240528 MTA 24-0425 R Forsman Randorf Swenson and Nephew FINAL.pdf](#)

***The following entitled ordinances are to be read for the first time:***

**BY COUNCILOR NEPHEW (PLANNING & ECONOMIC DEVELOPMENT)**

13. [24-020-O](#) AN ORDINANCE AMENDING CHAPTER 10, SECTION 26, OF THE DULUTH CITY CODE TO DELETE REFERENCES TO A CERTIFICATE OF APPROVAL AND TO DELEGATE ADMINISTRATION AND ENFORCEMENT OF THE ELECTRICAL CODE TO THE STATE OF MINNESOTA.

**BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)**

14. [24-021-O](#) AN ORDINANCE AUTHORIZING A STREET EASEMENT TO THE CITY OF RICE LAKE OVER, UNDER AND ACROSS REAL PROPERTY AT THE RILEY ROAD TREE FARM FOR NOMINAL CONSIDERATION.

**Attachments:** [Exhibit 1-Ordinance](#)  
[Exhibit 2-Ordinance](#)

***The following entitled ordinances are to be read for the second time:***

**BY COUNCILOR FORSMAN (FINANCE)**

15. [24-017-O](#) AN ORDINANCE ESTABLISHING A FUNDING FRAMEWORK THAT USES BOTH ANNUAL APPROPRIATIONS AND THE OPEB TRUST FUND TO PAY THE COST OF OTHER POST-EMPLOYMENT BENEFITS.

**Attachments:** [Exhibit A](#)

**BY COUNCILOR DURRWACHTER (PURCHASING & LICENSING)**

16. [24-016-O](#) AN ORDINANCE AMENDING SECTION 41-29 OF THE DULUTH CITY CODE, 1959, AS AMENDED, REGARDING SURPLUS PROPERTY DISPOSAL PROCEDURES AS IT RELATES TO CANINE PARTNERS.

**BY COUNCILOR NEPHEW (PLANNING & ECONOMIC DEVELOPMENT)**

17. [24-011-O](#) AN ORDINANCE AMENDING SECTIONS 50-14.5, RESIDENTIAL-TRADITIONAL; 50-14.6, RESIDENTIAL-URBAN; AND 50-15.2, MIXED USE-NEIGHBORHOOD; RELATED TO DIMENSIONAL STANDARDS IN THESE ZONE DISTRICTS OF THE UNIFIED DEVELOPMENT CHAPTER

**Attachments:** [Attachment 1](#)  
[Attachment 2](#)  
[Attachment 3](#)  
[Attachment 4](#)

**BY PRESIDENT RANDORF (COMMITTEE OF THE WHOLE)**

18. [24-019-O](#) AN ORDINANCE AMENDING CHAPTER 2, ARTICLE II, SECTION 2-3 AND CHAPTER 2, ARTICLE V, SECTION 2-31 OF THE DULUTH CITY CODE TO EXPAND THE CITY ADMINISTRATOR'S AUTHORITY TO SIGN CITY CONTRACTS, COLLECTIVE BARGAINING AGREEMENTS AND LEASES.

**COUNCILOR QUESTIONS AND COMMENTS****COUNCILOR PREVIEW OF UPCOMING BUSINESS**