



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Minutes - 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]*

Monday, October 16, 2023

7:00 PM

Council Chamber

ROLL CALL

Present: 9 - Councilor Hannah Alstead, Councilor Gary Anderson, Councilor Azrin Awal, Councilor Arik Forsman, Councilor Noah Hobbs, Councilor Mike Mayou, Councilor Terese Tomanek, Vice President Roz Randorf and President Janet Kennedy

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [23-060](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [2023-09-25, Minutes](#)

These Minutes were approved.

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 RANDORF (FINANCE)**

2. [23-0793R](#) RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 2023A, IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$1,875,000; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND PROVIDING FOR AWARDDING THE SALE THEREOF.

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

This Resolution was adopted unanimously.

3. [23-0794R](#) RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION CAPITAL EQUIPMENT NOTES, SERIES 2023B, IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$3,505,000; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND PROVIDING FOR AWARDDING THE SALE THEREOF.

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

This Resolution was adopted unanimously.

4. [23-0795R](#) RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION LAKE FRONT RESTORATION BONDS, SERIES 2023C, IN THE APPROXIMATE AMOUNT OF \$2,055,000; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND PROVIDING FOR AWARDDING THE SALE THEREOF.

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

This Resolution was adopted unanimously.

BY COUNCILOR ALSTEAD (PURCHASING & LICENSING)

5. [23-0796R](#) RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE LIQUOR LICENSE TO VARIOUS LICENSEES.

Indexes:

Attachments: [Attachment A](#)

[Attachment B](#)

This Resolution was adopted unanimously.

6. [23-0797R](#) RESOLUTION APPROVING THE ISSUANCE OF A LAWFUL GAMBLING PREMISE PERMIT TO THE DULUTH CURLING CLUB

Indexes:

Attachments: [Attachment A](#)

[Attachment B](#)

This Resolution was adopted unanimously.

7. [23-0798R](#) RESOLUTION APPROVING ISSUANCE OF AN ON SALE INTOXICATING LIQUOR LICENSE TO ALTITUDE OF DULUTH, LLC

Indexes:

Attachments: [Attachment A](#)

This Resolution was adopted unanimously.

BY COUNCILOR AWAL (PERSONNEL)

8. [23-0763R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF INSTRUMENT SPECIALIST.

Indexes:

Attachments: [Exhibit A \(replacement\)](#)

This Resolution was adopted unanimously.

9. [23-0784R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF MEMBERS TO THE DULUTH HOUSING TRUST FUND REVIEW COMMITTEE.

This Resolution was adopted unanimously.

10. [23-0805R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF PARKS & GROUNDS MAINTENANCE MANAGER, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR ANDERSON (PLANNING & ECONOMIC DEVELOPMENT)

11. [23-0749R](#) RESOLUTION VACATING A PORTION OF THE PLATTED RIGHT OF WAY OF HIGHLAND AVENUE LYING ADJACENT TO AND ABUTTING LOTS 1, 2, 3 AND 4, BLOCK 1 AND LOT 1, BLOCK 3, HIGHLANDS GARDENS 1ST DIVISION.

Indexes:

Attachments: [Exhibit A](#)

[Exhibit B](#)

This Resolution was adopted unanimously.

12. [23-0782R](#) RESOLUTION AUTHORIZING AN AGREEMENT FOR CONSTRUCTION OF A HOT WATER EXTENSION WITH ST. LUKE'S HOSPITAL OF DULUTH, AS PART OF THE DULUTH REGIONAL EXCHANGE DISTRICT, IN THE AMOUNT OF \$289,800.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

13. [23-0789R](#) RESOLUTION AUTHORIZING THE CITY OF DULUTH, MINNESOTA TO FORGIVE \$105,000 IN HOUSING INVESTMENT FUNDS THAT WERE LOANED TO ONE ROOF COMMUNITY HOUSING WHICH WAS FORMERLY KNOWN AS THE NORTHERN COMMUNITY LAND TRUST PROGRAM.

This Resolution was adopted unanimously.

14. [23-0790R](#) RESOLUTION AUTHORIZING THE CITY OF DULUTH, MINNESOTA TO FORGIVE \$50,000 IN HOUSING INVESTMENT FUNDS THAT WERE LOANED TO ONE ROOF COMMUNITY HOUSING WHICH WAS FORMERLY KNOWN AS THE NORTHERN COMMUNITY LAND TRUST PROGRAM.

This Resolution was adopted unanimously.

15. [23-0807R](#) RESOLUTION AUTHORIZING A FIRST AMENDMENT TO A JOINT

POWERS CONTRACT FOR PROFESSIONAL AND TECHNICAL SERVICES WITH THE MINNESOTA DEPARTMENT OF TRANSPORTATION SUPPORTING THE COMMUNITY LIAISON PROGRAM INCREASING THE CONTRACT AMOUNT BY \$185,603 FOR A TOTAL NOT TO EXCEED \$405,283, EXTENDING THE TERM OF THE AGREEMENT AND AMENDING THE WORK PLAN AND BUDGET.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

16. [23-0762R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30703 WITH LHB, INC. FOR ENGINEERING SERVICES FOR A PORTION OF THE 2023 LEAD SERVICE REPLACEMENT PROJECT FOR AN INCREASE IN THE AMOUNT \$127,237.00, AND A NEW TOTAL OF \$265,745.00.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

17. [23-0781R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30676 WITH BOLTON & MENK FOR ENGINEERING SERVICES FOR THE CITY OF DULUTH 2022 CIPP SANITARY SEWER LINING PROJECT - CITY WIDE FOR AN INCREASE IN THE AMOUNT OF \$19,800.00, AND A NEW TOTAL OF \$112,065.00.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

18. [23-0785R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH MSA PROFESSIONAL SERVICES, INC. FOR ENGINEERING SERVICES FOR THE 2024 STREET PRESERVATION PROJECT, FOR AN AMOUNT NOT TO EXCEED \$369,741.70.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted.

BY COUNCILOR HOBBS (RECREATION, LIBRARIES & AUTHORITIES)

19. [23-0786R](#) RESOLUTION AUTHORIZING A CONTRACT WITH RACHEL CONTRACTING, LLC FOR THE SHORELINE REHABILITATION BETWEEN 3RD AVENUE EAST AND 4TH AVENUE EAST PROJECT FOR AN AMOUNT NOT TO EXCEED \$653,860.64.

This Resolution was adopted unanimously.

20. [23-0787R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR UP TO \$2,052,524 FROM THE INFRASTRUCTURE INVESTMENT AND JOBS ACT MATCH PROGRAM FOR RESILIENT REHABILITATION OF THE LAKEWALK.

This Resolution was adopted unanimously.

21. [23-0788R](#) RESOLUTION AUTHORIZING THE SECOND AMENDMENT TO AGREEMENT C24400 WITH THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES LAKE SUPERIOR COASTAL PROGRAM FOR A GRANT TO REPLACE A BEACH DUNE-CROSSING BOARDWALK NEAR THE LAFAYETTE COMMUNITY CENTER.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

22. [23-0799R](#) RESOLUTION AUTHORIZING APPLICATION TO THE CONSERVATION PARTNERS LEGACY METRO PROGRAM TO SUPPORT ACQUISITION OF 72.5 ACRES FROM THE FOREST HILL CEMETERY FOR RECREATION AND PRESERVATION.

This Resolution was adopted unanimously.

23. [23-0801R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30697 WITH RACHEL CONTRACTING, LLC FOR THE BRIGHTON BEACH LAKESHORE STABILIZATION PROJECT, TO INCREASE THE AMOUNT BY \$18,759.18 FOR A NEW TOTAL OF \$1,519,230.68.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

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

BY COUNCILOR ANDERSON (PLANNING & ECONOMIC DEVELOPMENT)

24. [23-033-O](#) AN ORDINANCE GRANTING F.I. SALTER/THE BREAKERS A CONCURRENT USE PERMIT FOR SIX PARKING SPACES IN THE PLATTED STREET RIGHT OF WAY OF EAST WATER STREET.

Indexes:

Attachments: [Attachment 1](#)

[Attachment 2](#)

This Ordinance was adopted.

25. [23-034-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF REAL PROPERTY IN THE DOWNTOWN NEIGHBORHOOD TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR \$27,500.00 AND OTHER GOOD AND VALUABLE CONSIDERATION.

Indexes:

Attachments: [Exhibit 1-Ordinance](#)

[Exhibit 2-Ordinance](#)

[Exhibit 3-Ordinance](#)

This Ordinance was adopted.

BY COUNCILOR HOBBS (RECREATION, LIBRARIES & AUTHORITIES)

26. [23-035-O](#) AN ORDINANCE AMENDING SECTIONS 42A-44 AND 42A-50 OF THE DULUTH CITY CODE TO ALLOCATE UP TO \$36 MILLION FROM THE ONE-HALF OF ONE PERCENT INCREMENT IN CITY OF DULUTH FOOD AND BEVERAGE TAX AND CITY OF DULUTH LODGING TAX FOR THE PURPOSE OF FUNDING CAPITAL IMPROVEMENTS TO PARKS-BASED PUBLIC ATHLETIC FACILITIES IN SUPPORT OF SPORTS TOURISM AND QUALITY OF LIFE IN NORTHEAST MINNESOTA.

This Ordinance was adopted.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS