



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Meeting Agenda - Final-revised

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 will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face the city. These tools include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility. [Approved by the council on August 25, 2003]*

Monday, January 8, 2018

7:00 PM

Council Chamber

ROLL CALL

PLEDGE OF ALLEGIANCE

ELECTION OF OFFICERS

APPROVAL OF MINUTES

1. [18-013](#) December 11th, 2017 - City of Duluth City Council Meeting Minutes

Attachments: [December 11 2017 - City Council](#)

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [18-011](#) Duluth Transit Authority Meeting Minutes

Attachments: [BOD Minutes \(10-25-17\)](#)

3. [18-012](#) Parking Commission Resolutions

Attachments: [December 2017 Resolutions](#)

REPORTS OF COUNCIL COMMITTEES**REPORTS OF COUNCIL OPEN ISSUES****OPPORTUNITY FOR CITIZENS TO BE HEARD****CONSENT AGENDA****BY COUNCILOR FILIPOVICH (FINANCE)**

4. [18-0012R](#) RESOLUTION AUTHORIZING A TWO-YEAR CONTRACT WITH WASTE MANAGEMENT FOR GARBAGE/REFUSE REMOVAL AND RECYCLING PICKUP FOR ESTIMATED COST OF \$12,000 PER MONTH, AND A TOTAL ESTIMATED INITIAL CONTRACT AMOUNT OF \$288,000.

Attachments: [Trash & Recycling Service Agreement FINAL](#)

5. [18-0014R](#) RESOLUTION AUTHORIZING YEAR 2018 AGREEMENT WITH DULUTH-SUPERIOR PUBLIC ACCESS COMMUNITY TELEVISION, INC., FOR COMMUNITY ACCESS CABLECASTING, TRAINING, PRODUCTION AND ADMINISTRATION SERVICES FOR \$182,000.

Attachments: [2018 PACT Lease and Professional Services Agreement](#)

6. [18-0039R](#) RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH VISIT DULUTH TO PROVIDE ADVERTISING AND PROMOTION SERVICES TO THE CITY OF DULUTH FOR THE YEARS 2018, 2019 AND 2020 FOR A TOTAL COST NOT TO EXCEED \$6,000,000.

Attachments: [Exhibit A.](#)

BY COUNCILOR FOSLE (PURCHASING & LICENSING)

7. [18-0002R](#) RESOLUTION APPROVING THE ISSUANCE OF A 2018 MINNESOTA CURRENCY EXCHANGE LICENSE TO THE TITLE LOAN COMPANY, INC.

Attachments: [TITLE LOAN COMPANY-12132017114811](#)

8. [18-0009R](#) RESOLUTION ISSUING OFF SALE 3.2 PERCENT MALT LIQUOR LICENSES TO HOLIDAY STATIONSTORES, LLC AT 2605 LONDON ROAD, 5430 GRAND AVENUE, AND 200 BOUNDARY AVENUE SOUTH.

9. [18-0022R](#) RESOLUTION AUTHORIZING AN AMENDMENT AND EXTENSION TO AGREEMENT C22495 WITH SAS + ASSOCIATES FOR PROFESSIONAL SERVICES FOR HARTLEY PARK TRAIL, BOARDWALK AND PARKING IMPROVEMENTS, AN INCREASE OF \$5,917.50, FOR A TOTAL AMOUNT NOT TO EXCEED \$41,227.50.
- Attachments:* [Exhibit A](#)
10. [18-0026R](#) RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO THE MINNESOTA BALLET (CELEBRITY DANCE CHALLENGE), 301 WEST FIRST STREET, STE 800.
- Attachments:* [BALLET-12272017122059](#)
11. [18-0035R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH DUDE SOLUTIONS, INC., FOR PROFESSIONAL SERVICES TO TRACK ENERGY AND UTILITY USAGE AND IDENTIFY EFFICIENCIES FOR AN AMOUNT NOT TO EXCEED \$60,450.
- Attachments:* [Exhibit A](#)
12. [18-0036R](#) RESOLUTION ISSUING AN ON SALE INTOXICATING LIQUOR LICENSE, SUNDAY LICENSE TO VANILLA BEAN DULUTH, LLC, (VANILLA BEAN), 1608 WOODLAND AVENUE.
- Attachments:* [VANILLA BEAN-12282017104747](#)
13. [18-0048R](#) RESOLUTION IN THE MATTER OF THE OFF SALE LIQUOR LICENSE OF UNIVERSITY LIQUOR, 1603 WOODLAND AVENUE.
- Attachments:* [Report to council \(Recovered\)](#)

BY COUNCILOR ANDERSON (PERSONNEL)

14. [18-0001R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF BRANDON VAN TASSEL TO THE URBAN FOREST COMMISSION
- Attachments:* [Brandon Van Tassel Redacted](#)
15. [18-0005R](#) RESOLUTION CONFIRMING THE REAPPOINTMENT OF COUNCILOR JOEL SIPRESS, TO THE DULUTH PUBLIC UTILITIES COMMISSION
- .
16. [18-0015R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF ASHLEY NORTHEY TO THE COMMUNITY DEVELOPMENT COMMITTEE.
- Attachments:* [Northey app](#)

17. [18-0019R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF JASON TANSKI TO THE DULUTH LEGACY ENDOWMENT FUND ADVISORY BOARD.

Attachments: [Tanski App](#)

18. [18-0038R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF COUNCILOR EM WESTERLUND, TO THE DULUTH PARKING COMMISSION

19. [18-0040R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF KELLI LATUSKA TO THE DULUTH LEGACY ENDOWMENT FUND ADVISORY BOARD.

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

20. [18-0025R](#) RESOLUTION AUTHORIZING ONE ROOF COMMUNITY HOUSING TO FORGIVE PARTIAL AMOUNTS OF A REHABILITATION LOAN MADE UNDER THE SINGLE FAMILY HOMEOWNER REHABILITATION PROGRAM FOR 2309 W 2ND ST

21. [18-0034R](#) RESOLUTION ADOPTING A MASTER PLAN UPDATE FOR THE SPIRIT MOUNTAIN RECREATION AREA

Attachments: [SMRA 2017 Master Plan Update Final 11-27-17](#)

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

22. [18-0008R](#) RESOLUTION AUTHORIZING AN AGENCY AGREEMENT BETWEEN THE CITY AND MNDOT FOR FEDERAL PARTICIPATION IN CONSTRUCTION.

Attachments: [18-0008R Exhibit A](#)

23. [18-0011R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO EXTEND CONTRACT 22091 WITH VENTURE FUELS FOR ONE ADDITIONAL YEAR FOR THE PURCHASE AND DELIVERY OF COAL TO DULUTH ENERGY SYSTEMS FOR 2018.

24. [18-0013R](#) RESOLUTION APPROVING A COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS FOR IMPROVEMENTS TO COUNTY STATE AID HIGHWAY NO. 3 (BECKS ROAD).

Attachments: [18-0013R Map](#)

25. [18-0016R](#) RESOLUTION AUTHORIZING THE PURCHASE OF HIGH-DENSITY POLYETHYLENE (HDPE) WATER MAIN PIPE FOR PHASE 1 OF THE SUPERIOR STREET RECONSTRUCTION PROJECT FROM CORE & MAIN FOR AN ESTIMATED AMOUNT NOT TO EXCEED \$127,960.

26. [18-0023R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH PROSOURCE TECHNOLOGIES, LLC, FOR EASEMENT ACQUISITION, ENVIRONMENTAL, SURVEYING AND ENGINEERING SERVICES DURING YEARS 2018 THROUGH 2022 FOR AN ANNUAL AMOUNT NOT TO EXCEED \$30,000 AND A TOTAL AMOUNT NOT TO EXCEED \$150,000.

Attachments: [Exhibit A](#)

27. [18-0024R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH GOODPOINTE TECHNOLOGY, INC. FOR PROFESSIONAL SERVICES FOR PAVEMENT CONDITION IMAGING DATA COLLECTION FOR AN AMOUNT NOT TO EXCEED \$89,510.

Attachments: [Exhibit A](#)

28. [18-0028R](#) RESOLUTION DEDICATING AN EASEMENT FOR HIGHWAY PURPOSES ON PROPERTY ADJACENT TO MESABA AVENUE AND WEST 7TH STREET.

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

29. [18-0046R](#) RESOLUTION AUTHORIZING A CONTRACT WITH DULUTH READY MIX, INC., FOR AN ESTIMATED 8,570 TONS OF DELIVERED WASHED SAND FOR AN AMOUNT NOT TO EXCEED \$106,696.50.

30. [18-0047R](#) RESOLUTION AUTHORIZING THE PURCHASE OF DELIVERED CLASS 5 GRAVEL, 3/4-INCH CRUSHED WASHED ROCK, RIP-RAP, AND SAND FROM DULUTH READY MIX, INC., FOR AN AMOUNT NOT TO EXCEED \$226,970.10.

31. [18-0057R](#) RESOLUTION AWARDED A CONTRACT TO DPC INDUSTRIES, INC. FOR THE PURCHASE AND DELIVERY OF 70,000 GALLONS OF LIQUID CAUSTIC SODA IN YEAR 2018 FOR A TOTAL COST OF \$167,300.

BY COUNCILOR VAN NETT (PUBLIC SAFETY)

32. [18-0003R](#) RESOLUTION AUTHORIZING THE PURCHASE OF FOUR (4) 2018 FORD UTILITY INTERCEPTOR VEHICLES FROM FORD OF HIBBING IN THE AMOUNT OF \$123,384.60.

33. [18-0006R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH THE LAKE SUPERIOR TRAFFIC ENFORCEMENT TEAM PARTNER AGENCIES FOR SERVICES UNDER A GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY FOR THE 2018 TOWARD ZERO DEATHS PROJECT.

Attachments: [Exhibit C](#)
[Exhibit B](#)
[Exhibit A](#)

34. [18-0007R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A \$206,973 GRANT AWARD FROM THE STATE OF MINNESOTA DEPARTMENT OF PUBLIC SAFETY OFFICE OF JUSTICE PROGRAMS FOR THE PROJECT ENTITLED "2018 COMMUNITY JUSTICE REINVESTMENT PROJECT".

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

35. [18-0043R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A CONSOLIDATED VIDEO SOLUTION FOR POLICE BODY CAMERAS, VEHICLE CAMERAS AND INTERVIEW ROOM CAMERAS INCLUDING EQUIPMENT, SOFTWARE, STORAGE, MAINTENANCE AND SUPPORT FROM AXON ENTERPRISES FOR A FIVE-YEAR PERIOD PAYABLE \$310,017.75 (FOR YEAR 2018) AND \$115,812.00 PER YEAR (2019-2022) FOR AN AMOUNT NOT TO EXCEED \$773,265.75.

36. [18-0055R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A \$122,500 CRIME VICTIM SERVICES PROSECUTORIAL GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY, OFFICE OF JUSTICE PROGRAMS, TO FUND A VICTIM SERVICES POSITION IN THE CITY ATTORNEY'S OFFICE.

Attachments: [Exhibit A](#)

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

37. [18-0037R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH WILLIAM J. WADLEY ACCEPTING THE DONATION OF A 1997 NORTHERN LEAGUE CHAMPIONSHIP PENNANT FOR THE DULUTH-SUPERIOR DUKES.

Attachments: [Exhibit A](#)

38. [18-0045R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A \$89,078 GRANT FROM THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES AND MINNESOTA LAKE SUPERIOR COASTAL PROGRAM FOR WAYFINDING SIGNAGE AND REST STOPS ON THE WESTERN WATERFRONT TRAIL.

Attachments: [Exhibit A grant agreement](#)

END OF CONSENT AGENDA

BY COUNCILOR FILIPOVICH (FINANCE)

39. [18-0029R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH UMD FOR THE CONTINUED PROMOTION OF GLENSHEEN MANSION, IN THE AMOUNT OF \$50,000.

Attachments: [Exhibit A](#)

40. [18-0030R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH LAKE SUPERIOR CENTER DBA GREAT LAKES AQUARIUM IN THE AMOUNT OF \$360,000.

Attachments: [Exhibit A](#)

41. [18-0031R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH HISTORIC UNION DEPOT, INC. IN THE AMOUNT OF \$220,000.

Attachments: [Exhibit A](#)

42. [18-0032R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH DULUTH SISTER CITIES INTERNATIONAL, INC., IN THE AMOUNT OF \$40,000.

Attachments: [Exhibit A](#)

43. [18-0033R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH SPIRIT MOUNTAIN RECREATION AREA AUTHORITY FOR 2018 IN THE AMOUNT OF \$275,000 FOR OPERATING ASSISTANCE AND \$145,700 FOR ADVENTURE PARK LEASE PAYMENTS.

Attachments: [Exhibit A](#)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

44. [18-0042R](#) RESOLUTION AUTHORIZING A PURCHASE AGREEMENT WITH ECOLIBRIUM3 FOR THE SALE OF CITY-OWNED PROPERTY IN THE LINCOLN PARK NEIGHBORHOOD FOR \$3,596.

Attachments: [EXHIBIT 1](#)
[EXHIBIT 2](#)

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

45. [18-0027R](#) RESOLUTION AUTHORIZING THE PURCHASE OF TWO TEMPORARY STEAM TO HOT WATER ENERGY TRANSFER STATIONS FROM PIONEER POWER, INC. IN THE AMOUNT OF \$832,000.
46. [18-0041R](#) RESOLUTION AUTHORIZING THE PURCHASE OF PACKAGED STEAM TO HOT WATER ENERGY TRANSFER STATIONS FROM ALFA LAVAL, INC. IN THE AMOUNT OF \$1,071,171.75.

ORDINANCES Tabled**BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)**

47. [17-069-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO RECLASSIFY PROPERTY IN THE GENERAL AREA OF BOUNDARY AVENUE AND US HIGHWAY 2, FROM RR-1, R-1, AND MU-C, TO RR-1, R-1, AND MU-N.

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

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

48. [18-002-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE LINCOLN PARK NEIGHBORHOOD TO ECOLIBRIUM3 FOR \$3,596.

Attachments: [EXHIBIT 1](#)

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

BY COUNCILOR FILIPOVICH (FINANCE)

49. [17-072-O](#) AN ORDINANCE AMENDING SECTION 41-29 OF THE DULUTH CITY CODE, TO AUTHORIZE ADDITIONAL PROCEDURES FOR DISPOSAL OF SURPLUS PROPERTY.

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