



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]*

Monday, September 25, 2023

7:00 PM

Council Chamber

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [23-057](#) Meeting Minutes of the Duluth City Council

Attachments: [2023-09-11, Minutes](#)

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [23-058](#) Duluth Public Utilities Commission: Meeting Minutes & Resolutions

Attachments: [23PUC-002](#)
[23PUC-003](#)
[June 2023 DPUC Minutes](#)
[July 2023 DPUC Minutes](#)

3. [23-059](#) Parks and Recreation Commission Meeting Minutes

Attachments: [June 2023 - Parks and Rec Minutes](#)
[August 2023 - Parks and Rec Minutes](#)

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

RESOLUTIONS TABLED

BY VICE PRESIDENT RANDORF (FINANCE)

4. [23-0677R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR GENERAL PURPOSES FOR THE YEAR 2024.

Attachments: [MTA 23-0677R Awal 1 .pdf](#)
[MTA 23-0677R Awal 2 .pdf](#)
[MTO 23-0677R Forsman, Mayou, Tomanek, Alstead](#)

5. [23-0691R](#) RESOLUTION DISTRIBUTING THE ESTIMATED 2024 HOTEL-MOTEL AND FOOD AND BEVERAGE TOURISM TAXES.

Attachments: [Exhibit A](#)
[MTA 23-0691R Kennedy.pdf](#)

CONSENT AGENDA

BY VICE PRESIDENT RANDORF (FINANCE)

6. [23-0722R](#) RESOLUTION AUTHORIZING A FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH MADDEN GALANTER HANSEN, LLP, INCREASING THE CONTRACT AMOUNT BY \$50,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$90,000.

Attachments: [Exhibit A](#)

BY COUNCILOR ALSTEAD (PURCHASING & LICENSING)

7. [23-0730R](#) RESOLUTION AUTHORIZING A THREE-YEAR ENTERPRISE AGREEMENT WITH MICROSOFT VIA ITS RESELLER, SHI, Inc, FOR THE PURCHASE AND MAINTENANCE OF SOFTWARE LICENSING IN THE AMOUNT OF \$1,396,152.81 PAID ANNUALLY IN AN ESTIMATED AMOUNT OF \$465,384.27.

BY COUNCILOR AWAL (PERSONNEL)

8. [23-0713R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF HEAVY EQUIPMENT MECHANIC.

Attachments: [Exhibit A](#)

9. [23-0736R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF PURCHASING AGENT.

Attachments: [Exhibit A](#)

10. [23-0741R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF REGULATOR MECHANIC.

Attachments: [Exhibit A](#)

11. [23-0753R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF TODD OLSON TO THE DULUTH TRANSIT AUTHORITY.

BY COUNCILOR ANDERSON (PLANNING & ECONOMIC DEVELOPMENT)

12. [23-0719R](#) RESOLUTION AUTHORIZING APPLICATION FOR AND, UPON APPROVAL, ACCEPTANCE OF A GRANT FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION'S RECONNECTING COMMUNITIES AND NEIGHBORHOODS PROGRAM FOR A COMMUNITY PLANNING GRANT TO STUDY I-35 TO RESTORE COMMUNITY CONNECTIVITY.

13. [23-0733R](#) RESOLUTION VACATING A PLATTED ALLEY ADJACENT TO LOTS 17 THROUGH 19, BLOCK 5, AND LOTS 17 THROUGH 19, BLOCK 6, RIVER SIDE PARK SECOND ADDITION.

Attachments: [Exhibit A](#)

[Exhibit B](#)

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

14. [23-0735R](#) RESOLUTION ACCEPTING A PERMANENT EASEMENT FROM CONRAD B. BEAULIEU AND LORI A. BEAULIEU FOR STREET AND UTILITY PURPOSES OVER, UNDER AND ACROSS REAL PROPERTY IN THE WOODLAND NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

Attachments: [Exhibit 1-Resolution](#)
[Exhibit 2-Resolution](#)

15. [23-0739R](#) RESOLUTION AUTHORIZING A FOURTH AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH GREENE ESPEL, PLLP, INCREASING THE CONTRACT AMOUNT BY \$200,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$460,000.

Attachments: [Exhibit A](#)

BY COUNCILOR TOMANEK (PUBLIC SAFETY)

16. [23-0728R](#) 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 \$17,221.39 FOR THE REIMBURSEMENT OF THE PURCHASE OF BALLISTIC VESTS.

Attachments: [Document A - Payment Regeust](#)

17. [23-0729R](#) RESOLUTION AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY IN AN AMOUNT NOT TO EXCEED \$28,128.34 FOR THE PURCHASE OF BALLISTIC VESTS.

Attachments: [Document A - Payment Request](#)

18. [23-0732R](#) RESOLUTION AUTHORIZING THE ACCEPTANCE OF AN AWARD FROM THE MINNESOTA BOARD OF FIREFIGHTER TRAINING AND EDUCATION TOTALING \$77,415.96 FOR THE PURPOSE OF SUPPORTING FIRE DEPARTMENT TRAINING

Attachments: [Duluth Revised Redistribution Award Letter](#)
[City of Duluth Overpayment \(002\)](#)

BY COUNCILOR HOBBS (RECREATION, LIBRARIES & AUTHORITIES)

19. [23-0726R](#) RESOLUTION AUTHORIZING A FUNDING AGREEMENT WITH DULUTH ENTERTAINMENT AND CONVENTION CENTER AUTHORITY GRANTING \$200,000 FOR THE PURPOSE OF FUNDING A TEMPORARY ICE CHILLER TO MAINTAIN AN ICE SHEET AT THE DECC ARENA.

Attachments: [Exhibit A](#)

20. [23-0737R](#) RESOLUTION AUTHORIZING THE SECOND AMENDMENT TO AGREEMENT 24401 WITH THE US DEPARTMENT OF THE INTERIOR NATIONAL PARK SERVICE TO INCREASE THE FUNDING AWARD BY \$140,500 FOR THE CONTINUED DESIGN AND DEVELOPMENT OF WAABIZHESHIKANA: THE MARTEN TRAIL.

Attachments: [Exhibit A](#)

21. [23-0738R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR UP TO \$500,000 FROM THE SHADE TREE PROGRAM BONDING GRANT TO SUPPORT REPLACEMENT OF DISEASED ASH TREES AND ESTABLISH A MORE DIVERSE AND RESILIENT TREE POPULATION.

22. [23-0742R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30780 WITH NEO PARTNERS FOR COMMUNITY ENGAGEMENT SERVICES FOR THE DULUTH MULTIPURPOSE COMMUNITY SERVICES CENTER PROJECT, FOR AN INCREASE OF \$7,760.00 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$53,095.00.

Attachments: [Exhibit A](#)

23. [23-0745R](#) RESOLUTION ACCEPTING SPECIAL LAWS EXTENDING THE EXISTING ONE-HALF OF ONE PERCENT INCREMENT IN THE CITY OF DULUTH FOOD AND BEVERAGE TAX AND THE CITY OF DULUTH LODGING TAX AND AUTHORIZING THE REVENUES TO BE SPENT ON CAPITAL IMPROVEMENTS TO PARKS-BASED PUBLIC ATHLETIC FACILITIES.

24. [23-0746R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30713 WITH MAVO SYSTEMS, INC. FOR THE CITY HALL MECHANICAL, ELECTRICAL AND PLUMBING (MEP) RENEWAL PROJECT, TO INCREASE THE AMOUNT BY \$67,650.00 FOR A NEW TOTAL OF \$207,650.00.

Attachments: [Exhibit A](#)

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY VICE PRESIDENT RANDORF (FINANCE)

25. [23-0734R](#) RESOLUTION AUTHORIZING A REVOLVING LINE OF CREDIT IN THE AMOUNT OF \$1,000,000 FOR THE DULUTH ENTERTAINMENT CONVENTION CENTER AUTHORITY.

Attachments: [Exhibit A](#)

BY COUNCILOR ANDERSON (PLANNING & ECONOMIC DEVELOPMENT)

26. [23-0682R](#) RESOLUTION OF INTENT TO SELL OR CONVEY CERTAIN REAL PROPERTY IN THE DOWNTOWN NEIGHBORHOOD.

Attachments: [Exhibit A-Resolution of Intent to Sell](#)
[Exhibit B](#)

27. [23-0740R](#) RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT WITH THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR THE SALE OF PROPERTY IN THE DOWNTOWN NEIGHBORHOOD FOR \$27,500.00 AND OTHER GOOD AND VALUABLE CONSIDERATION.

Attachments: [Exhibit 1-Resolution re PA](#)
[Exhibit 2-Resolution re PA](#)
[Exhibit 3-Resolution re PA](#)

BY COUNCILOR FORSMAN (INTERGOVERNMENTAL RELATIONS)

28. [23-0758R](#) RESOLUTION RECOMMENDING THAT THE \$3.45 MILLION IN PROCEEDS FROM THE SALE OF THE CIRRUS INCUBATOR BUILDING BE ALLOCATED TO VARIOUS CITY PROJECTS AND FUNDS.

Sponsors: Forsman, Randorf, Tomanek and Alstead

BY COUNCILOR HOBBS (RECREATION, LIBRARIES & AUTHORITIES)

29. [23-0748R](#) RESOLUTION OF SUPPORT TO CONTINUE PLANNING AND DESIGN OF PARKS-BASED ATHLETIC VENUE IMPROVEMENTS THAT SUPPORT SPORTS TOURISM AND QUALITY OF LIFE

Attachments: [23-0748 Exhibit A](#)
[23-0748 Exhibit B](#)

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

BY COUNCILOR ANDERSON (PLANNING & ECONOMIC DEVELOPMENT)

30. [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.

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

31. [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.

Attachments: [Exhibit 1-Ordinance](#)
[Exhibit 2-Ordinance](#)
[Exhibit 3-Ordinance](#)

BY COUNCILOR HOBBS (RECREATION, LIBRARIES & AUTHORITIES)

32. [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.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS