



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, February 28, 2022

7:00 PM

Council Chamber

NOTICE: *The Duluth City Council will be holding the February 24, 2022 Agenda Session and February 28, 2022 Council Meeting by other electronic means pursuant to Minnesota Statutes Section 13D.021 in response to the COVID-19 pandemic. Some members of the City Council will be participating through video conference. Due to the COVID-19 pandemic, public comment will not be taken in person. However, members of the public can monitor the meeting and provide public comment on agenda items through WebEx Events. Visit <https://duluthmn.gov/live-meeting> to access the meeting. The public is also encouraged to submit written comment to council@duluthmn.gov prior to the meeting. Please include "Council Agenda" in the subject line, and include your name and address and the agenda item you are speaking to. Please note that all public comment is considered Public Data. The public is also encouraged to watch both meetings online at <https://duluthmn.gov/city-council/> (Select "Council Meeting Media") or by tuning into Public Access Television, Channel 180.*

ROLL CALL

Present: 8 - Councilor Azrin Awal, Councilor Gary Anderson, Councilor Mike Mayou, Councilor Roz Randorf, Councilor Terese Tomanek, Councilor Renee Van Nett, President Arik Forsman and Vice President Janet Kennedy

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [22-017](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [2022-02-14, Minutes](#)

A motion was made by Councilor Tomanek to approve the Minutes. The motion

was seconded by Councilor Mayou. The motion passed unanimously.

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [22-018](#) Duluth Seaway Port Authority Meeting Minutes

Indexes:

Attachments: [October 2021 - Seaway Port Authority Minutes](#)
[December 2021 - Seaway Port Authority Minutes](#)

This Board or Commission Report was received.

3. [22-019](#) Duluth Public Utilities Commission Meeting Minutes

Indexes:

Attachments: [January 2021 - DPUC Minutes](#)

This Board or Commission Report was received.

4. [22-020](#) Duluth Citizen Review Board Meeting Minutes

Indexes:

Attachments: [November 2021 - CRB Minutes](#)
[October 2021 - CRB Minutes](#)

This Board or Commission Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

CONSENT AGENDA

A motion was made by Councilor Anderson to pass the Consent Agenda. The motion was seconded by Vice President Kennedy. The motion passed unanimously.

BY VICE PRESIDENT KENNEDY (FINANCE)

5. [22-0167R](#) RESOLUTION APPROVING A COLLECTIVE BARGAINING

AGREEMENT BETWEEN THE CITY OF DULUTH AND DULUTH POLICE
UNION LOCAL 807 FOR THE YEARS 2021-2023.

Indexes:

Attachments: [Exhibit A- 2021-2023 CBA Duluth Police Union Local 807 -FINAL](#)
[Exhibit B - 2021-2023 Duluth Police Union Local 807 CBA -Changes](#)
[from 2020 redlined](#)

This Resolution was adopted unanimously.

6. [22-0175R](#) RESOLUTION AUTHORIZING 2022- 2023 DENVER AIR SERVICE
GRANT FUNDING AGREEMENT WITH DULUTH AIRPORT AUTHORITY
AND PAYMENT OF \$100,000.

Indexes:

Attachments: [DAA -City of Duluth Denver Air Service Grant Funding Agreement -](#)
[Signed by DAA](#)

This Resolution was adopted unanimously.

BY COUNCILOR VAN NETT (PERSONNEL)

7. [22-0188R](#) RESOLUTION CONFIRMING THE REAPPOINTMENT OF MEMBERS TO
CITY OF DULUTH BOARDS AND COMMISSIONS.

Indexes:

Attachments: [2022 Spring Reappointments](#)

This Resolution was adopted unanimously.

8. [22-0194R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE
NEW CIVIL SERVICE CLASSIFICATION OF FINANCIAL SYSTEMS
SPECIALIST, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

9. [22-0171R](#) RESOLUTION APPROVING DEDA RESOLUTION 22D-09 AUTHORIZING
A FIRST AMENDMENT TO A PROFESSIONAL SERVICES
AGREEMENT WITH ENGINEERING SYSTEMS INC. TO EXPAND THE
SCOPE OF WORK, INCREASE THE CONTRACT AMOUNT BY
\$155,000 FOR A NEW TOTAL AMOUNT NOT TO EXCEED \$183,000,
AND EXTEND THE TERMINATION DATE TO DECEMBER 31, 2022.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR MEDVED (PUBLIC WORKS & UTILITIES)

10. [22-0170R](#) RESOLUTION AUTHORIZING THE SOLE SOURCE PURCHASE OF SERVICE CHILLER REPAIRS FROM TRANE IN THE TOTAL AMOUNT OF \$198,990.00.

This Resolution was adopted unanimously.

11. [22-0198R](#) RESOLUTION AUTHORIZING A FIVE-YEAR LEASE AGREEMENT WITH LEASE SERVICING CENTER, INC. DBA NCL GOVERNMENT CAPITAL FOR ONE STREET SWEEPER FOR A TOTAL LEASE AMOUNT NOT TO EXCEED \$298,194.40.

This Resolution was adopted unanimously.

12. [22-0199R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A NEW 2022 ELGIN PELICAN STREET SWEEPER FROM MACQUEEN EQUIPMENT IN THE AMOUNT OF \$266,429.00.

This Resolution was adopted unanimously.

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

13. [22-0174R](#) RESOLUTION AUTHORIZING THE PURCHASE OF SIX (6) 2022 FORD INTERCEPTORS FROM TENVOORDE MOTOR CO. IN THE AMOUNT OF \$225,518.28.

This Resolution was adopted unanimously.

14. [22-0195R](#) RESOLUTION AUTHORIZING AGREEMENT WITH THE UNITED STATES MARSHALS SERVICE FOR PARTICIPATION IN A SHORT-TERM JOINT OPERATION AND ACCEPTING REIMBURSEMENT MONIES FOR OVERTIME EXPENSES.

Indexes:

Attachments: [Document A](#)

This Resolution was adopted unanimously.

BY COUNCILOR TOMANEK (RECREATION, LIBRARIES & AUTHORITIES)

15. [22-0176R](#) RESOLUTION AMENDING RESOLUTION 21-0181R AUTHORIZING APPLICATION TO THE LEGISLATIVE CITIZENS COMMISSION ON MINNESOTA RESOURCES (LCCMR) FOR FUNDS FROM THE ENVIRONMENTAL AND NATURAL RESOURCES TRUST FUND IN THE AMOUNT OF \$2,000,000 TO INTEGRATE THREE ST LOUIS RIVER CORRIDOR MASTER PLANS AND BEGIN COMPREHENSIVE DEVELOPMENT FOR RECREATION, OUTREACH, TOURISM, AND ENVIRONMENTAL PRESERVATION

This Resolution was adopted unanimously.

16. [22-0181R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES PROTECT COMMUNITY FORESTS EAB GRANT PROGRAM TO PROVIDE FUNDS UP TO \$150,000 TO REMOVE AND REPLACE DISEASED BOULEVARD ASH TREES.

This Resolution was adopted unanimously.

17. [22-0191R](#) RESOLUTION AUTHORIZING A THREE-YEAR LEASE AGREEMENT WITH ARROWHEAD YOUTH SOCCER ASSOCIATION FOR USE OF OFFICE SPACE IN THE WHEELER FIELDHOUSE FOR ITS OPERATIONAL HEADQUARTERS.

Indexes:

Attachments: [Exhibit 1.pdf](#)

This Resolution was adopted unanimously.

18. [22-0193R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY FOR ACCESS AND USE OF CITY PROPERTY IN CONNECTION WITH AN ENVIRONMENTAL CLEAN-UP PROJECT AT AND AROUND MUNGER LANDING.

Indexes:

Attachments: [Exhibit 1.pdf](#)

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY COUNCILOR VAN NETT (PERSONNEL)

19. [22-0204R](#) RESOLUTION APPOINTING NOAH HOBBS TO FILL THE VACANCY OF THE AT LARGE CITY COUNCIL SEAT

A motion was made by Councilor Van Nett to amend this Resolution. The motion was seconded by Councilor Tomanek. The motion passed unanimously.
A motion was made by Councilor Van Nett to pass this Resolution as amended. The motion was seconded by Councilor Tomanek. The motion passed unanimously.

ORDINANCES TABLED

BY COUNCILOR VAN NETT (PERSONNEL)

20. [22-008-O](#) ORDINANCE AMENDING SECTION 2-2.3 OF THE DULUTH CITY CODE, 1959, AS AMENDED, REGARDING MINIMUM JOB QUALIFICATIONS FOR DEPUTY FIRE CHIEFS.

A motion was made by Councilor Anderson to remove this Ordinance from the table. The motion was seconded by Councilor Mayou. The motion passed unanimously.
A motion was made by Councilor Anderson to pass this Ordinance. The motion was seconded by Councilor Mayou. The motion passed unanimously.

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

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

21. [22-012-O](#) AN ORDINANCE AMENDING SECTIONS 50-19.8, 50-20.3, AND 50-41, RELATED TO THREE NEW LAND USES: AUTOMOBILE AND LIGHT VEHICLE IMPOUND LOT, CAR WASH, AND COMMERCIAL SUPPORT SERVICES

Indexes:

Attachments: [Attachment 1 50-19.8 Use Table](#)
 [Attachment 2 PL 22-010 Feb 8 2022 PC Memo](#)

This Ordinance was read for the first time.

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

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

22. [22-009-O](#) AN ORDINANCE GRANTING SAINT LOUIS COUNTY PROPERTY MANAGEMENT (THE DEPOT) A CONCURRENT USE PERMIT FOR CANOPY IMPROVEMENTS IN THE PLATTED STREET RIGHT OF WAY OF WEST MICHIGAN STREET ADJACENT TO 506 WEST MICHIGAN STREET.

Indexes:

Attachments: [Exhibit A](#)

[Exhibit B](#)

 This Ordinance was adopted unanimously.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

ATTEST:

Ian B. Johnson, City Clerk

Passed on February 28, 2022

Approved on March 1, 2022

EMILY LARSON, Mayor