



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, September 23, 2024

7:00 PM

Council Chamber

ROLL CALL

Present: 9 - Councilor Azrin Awal, Councilor Wendy Durrwachter, Councilor Arik Forsman, Councilor Janet Kennedy, Councilor Mike Mayou, Councilor Lynn Nephew, Councilor Tara Swenson, Vice President Terese Tomanek and President Roz Randorf

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [24-045](#) Meeting Minutes of the Duluth City Council

These Minutes were approved.

PUBLIC HEARING

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

2. [24-044](#) Conflict of Interest Notice

Indexes:

Attachments: [Conflict of Interest Notice to Council](#)

This Other Officers Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

RESOLUTIONS TABLED

BY COUNCILOR FORSMAN (FINANCE)

- 3. [24-0703R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR GENERAL PURPOSES FOR THE YEAR 2025.

Indexes:

Attachments: [Motion to Amend - Awal \(Amendment was withdrawn\)](#)

This Resolution was adopted unanimously.

- 4. [24-0704R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, HOUSING AND REDEVELOPMENT AUTHORITY, FOR THE YEAR 2025.

Indexes:

Attachments: [Exhibit A](#)
[Motion to Amend - Awal & Nephew: Passed unanimously](#)

This Resolution was adopted unanimously.

- 5. [24-0705R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL PARKS FUND LEVY FOR THE YEAR 2025.

This Resolution was adopted unanimously.

CONSENT AGENDA

BY COUNCILOR DURRWACHTER (PURCHASING & LICENSING)

- 6. [24-0730R](#) RESOLUTION APPROVING THE ISSUANCE OF AN ON SALE

COMBINATION WINE & BEER LICENSE TO EL OASIS DEL NORTE, LLC.

Indexes:

Attachments: [Attachment A](#)

This Resolution was adopted unanimously.

7. [24-0731R](#) RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREAS ASSOCIATED WITH THE ON-SALE LIQUOR LICENSES OF VARIOUS LICENSEES

Indexes:

Attachments: [Attachment A](#)

[Attachment B](#)

This Resolution was adopted unanimously.

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

8. [24-0734R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH TKDA FOR ENGINEERING SERVICES FOR THE 2025 STREET PRESERVATION PROJECT FOR AN AMOUNT NOT TO EXCEED \$369,072.00.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

9. [24-0736R](#) RESOLUTION AUTHORIZING AN AMENDED AND RESTATED EASEMENT FOR STREET AND UTILITY PURPOSES WITH THE DULUTH CLINIC, LTD. OVER, UNDER, AND ACROSS REAL PROPERTY IN THE EAST HILLSIDE NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

Indexes:

Attachments: [Exhibit 1](#)

[Exhibit 2](#)

This Resolution was adopted unanimously.

BY COUNCILOR SWENSON (PUBLIC SAFETY)

10. [24-0732R](#) RESOLUTION AUTHORIZING THE EXECUTION OF A SOFTWARE LICENSE AGREEMENT WITH N. HARRIS COMPUTER CORPORATION FOR THE PURCHASE OF THE i2 DATA PROCESSING SOFTWARE FOR ONE YEAR AT A TOTAL COST OF \$2,206.92.

Indexes:

Attachments: [Document A - Software Agreement](#)

This Resolution was adopted unanimously.

11. [24-0733R](#) RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A MEMORANDUM OF AGREEMENT WITH THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF ALCOHOL, TOBACCO, FIREARMS, AND EXPLOSIVES (ATF) FOR CITY OF DULUTH POLICE DEPARTMENT PARTICIPATION IN THE ATF TASK FORCE AND FURTHER AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT MONIES FROM ATF FOR OVERTIME SALARY AND OTHER COSTS INCURRED IN PROVIDING RESOURCES TO ASSIST ATF IN LAW ENFORCEMENT OPERATIONS.

Indexes:

Attachments: [Document A - ATF Memorandum of Agreement](#)

This Resolution was adopted unanimously.

12. [24-0746R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH PASSPORT LABS, INC. FOR CONTINUED ACCESS AND ADMINISTRATION OF THE PASSPORT PLATFORM, AN APPLICATION FOR PROCESSING THE CITY'S PARKING ENFORCEMENT AND MOBILE PAY PARKING SERVICES.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

13. [24-0748R](#) RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$111,600 FOR THE 2025 TOWARDS ZERO DEATHS PROJECT AND FURTHER AUTHORIZING AN AGREEMENT WITH THE LAKE SUPERIOR TRAFFIC ENFORCEMENT TEAM PARTNER AGENCIES FOR SERVICES UNDER THE GRANT.

Indexes:

Attachments: [Document A - Grant Agreement](#)

[Document B - Partner Agreement](#)

[Exhibit B - Enforcement Calendar](#)

This Resolution was adopted unanimously.

14. [24-0765R](#) RESOLUTION AUTHORIZING THE DULUTH FIRE DEPARTMENT TO PURCHASE RESCUE MAPPING SOFTWARE NAMED SARTOPO, ALSO KNOWN AS CALTOPO.

This Resolution was adopted unanimously.

BY COUNCILOR AWAL (RECREATION, LIBRARIES & AUTHORITIES)

15. [24-0729R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30720 WITH CORVAL CONSTRUCTORS FOR THE CITY HALL MECHANICAL-ELECTRICAL-PLUMBING PROJECT, TO INCREASE THE AMOUNT BY \$47,953.00 FOR AN AMOUNT NOT TO EXCEED \$3,737,097.00.

This Resolution was adopted unanimously.

16. [24-0739R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30505 WITH CONFLUENCE INC. FOR LANDSCAPE ARCHITECTURE DESIGN AND CIVIL ENGINEERING SERVICES RELATED TO THE DULUTH SEAWALL, BAYWALK AND HARBOR PLAZA PROJECT, FOR AN INCREASE OF \$36,760.00 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$636,270.00.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

17. [24-0740R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30511 WITH AMI CONSULTING ENGINEERS FOR ADDITIONAL CONSTRUCTION SERVICES FOR THE DULUTH SEAWALL, BAYWALK, AND HARBOR DRIVE COASTAL ENGINEERING PROJECT FOR AN INCREASE OF \$370,480.00 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$1,460,920.25.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

18. [24-0747R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A MINNESOTA DEPARTMENT OF NATURAL RESOURCES LAKE SUPERIOR COASTAL PROGRAM GRANT IN AN AMOUNT NOT TO EXCEED \$75,000 FOR FUNDS TO SUPPORT DEVELOPMENT OF A PARK POINT RECREATION AREA PLAN.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY COUNCILOR DURRWACHTER (PURCHASING & LICENSING)

19. [24-0766R](#) RESOLUTION APPROVING ISSUANCE OF TEMPORARY ON SALE LIQUOR LICENSES TO BLACKLIST BREWING

Indexes:

Attachments: [Attachment A](#)

[Attachment B](#)

This Resolution was adopted unanimously.

BY COUNCILOR FORSMAN (FINANCE)

20. [24-0738R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, DULUTH TRANSIT AUTHORITY, FOR THE YEAR 2025.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

21. [24-0761R](#) RESOLUTION AUTHORIZING AN INTERFUND LOAN FOR ADVANCE OF CERTAIN COSTS IN CONNECTION WITH TAX INCREMENT FINANCING DISTRICT NO. 22: FIRST STREET MEDICAL FACILITES DEVELOPMENT

This Resolution was adopted unanimously.

22. [24-0770R](#) RESOLUTION AUTHORIZING AGREEMENT FOR PROFESSIONAL SERVICES WITH THE HUMAN DEVELOPMENT CENTER FOR INVESTMENT IN THE DULUTH COMMUNITY CRISIS RESPONSE PROGRAM FOR 2025.

Indexes:

Attachments: [Document A](#)

[Exhibit](#)

This Resolution was adopted.

BY PRESIDENT RANDORF (COMMITTEE OF THE WHOLE)

- 23. [24-0742R](#) RESOLUTION PROVIDING FOR THE IMPOSITION OF SERVICE CHARGES WITHIN THE DOWNTOWN WATERFRONT SPECIAL SERVICE DISTRICT.

This Resolution was tabled.

- 24. [24-0743R](#) RESOLUTION AUTHORIZING ENTERING INTO A SERVICE CONTRACT WITH THE GREATER DOWNTOWN COUNCIL TO PROVIDE SERVICES TO IMPLEMENT THE DOWNTOWN WATERFRONT SPECIAL SERVICE DISTRICT.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was tabled.

- 25. [24-0744R](#) RESOLUTION AUTHORIZING ENTERING INTO A MEMORANDUM OF UNDERSTANDING WITH THE GREATER DOWNTOWN COUNCIL, D/B/A DOWNTOWN DULUTH, SETTING FORTH THE ESTABLISHED LEVEL OF SERVICES FOR THE DOWNTOWN WATERFRONT SPECIAL SERVICE DISTRICT.

Indexes:

Attachments: [Document A](#)

This Resolution was tabled.

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

BY PRESIDENT RANDORF (COMMITTEE OF THE WHOLE)

- 26. [24-042-O](#) AN ORDINANCE RENEWING THE DOWNTOWN WATERFRONT SPECIAL SERVICE DISTRICT.

Indexes:

Attachments: [Exhibit A](#)

This Ordinance was read for the first time.

BY COUNCILOR SWENSON (PUBLIC SAFETY)

27. [24-043-O](#) AN ORDINANCE AMENDING CHAPTER 33, ARTICLE VII, SECTIONS 97.1, 97.2, 97.3, 97.5, 97.6, OF THE DULUTH CITY CODE AND REPEALING CHAPTER 33, ARTICLE VII, SECTION 97.7 OF THE DULUTH CITY CODE RELATED TO A SNOW EMERGENCY TO CARRY OUT SNOWPLOWING.

Indexes:

Attachments: [Snow Parking Emergency Resolution](#)

This Ordinance was read for the first time.

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

BY COUNCILOR AWAL (RECREATION, LIBRARIES & AUTHORITIES)

28. [24-041-O](#) AN ORDINANCE DEDICATING REAL PROPERTY AS PARK PROPERTY.

Indexes:

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

This Ordinance was adopted.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS