



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, June 11, 2018

7:00 PM

Council Chamber

ROLL CALL

ROLL CALL

Present: 8 - Councilor Gary Anderson, Councilor Zack Filipovich, Councilor Jay Fosle, President Noah Hobbs, Councilor Barb Russ, Councilor Joel Sipress, Councilor Em Westerlund and Councilor Renee Van Nett

PLEDGE OF ALLEGIANCE

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APPROVAL OF MINUTES

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1. [18-132](#) May 29th, 2018 Duluth City Council Meeting Minutes

Indexes:

Attachments: [May 29 - Duluth City Council](#)

This Minutes was approved.

REPORTS FROM THE ADMINISTRATION

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REPORTS FROM OTHER OFFICERS

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

REPORTS OF BOARDS AND COMMISSIONS

2. [18-129](#) Duluth Transit Authority Meeting Minutes

Indexes:

- Attachments:** [March 23, 2018 Duluth Transit Authority Meeting Minutes](#)
[March 28, 2018 Duluth Transit Authority Meeting Minutes](#)
[April 23, 2018 Duluth Transit Authority Meeting Minutes](#)

This Board or Commission Report was received.

3. [18-130](#) Duluth Economic Development Authority Meeting Minutes

Indexes:

- Attachments:** [March 28, 2018 Duluth Economic Development Authority Meeting Minutes](#)

This Board or Commission Report was received.

4. [18-131](#) Civil Service Board Meeting Minutes

Indexes:

- Attachments:** [March 6, 2018 Civil Service Board Meeting Minutes](#)

This Board or Commission Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

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OPPORTUNITY FOR CITIZENS TO BE HEARD

OPPORTUNITY FOR CITIZENS TO BE HEARD

CONSENT AGENDA

CONSENT AGENDA

BY COUNCILOR FILIPOVICH (FINANCE)

BY COUNCILOR FILIPOVICH (FINANCE)

5. [18-0457R](#) RESOLUTION MAKING AVAILABLE \$300,000 OF 2018 TOURISM TAX FUNDS PREVIOUSLY ASSIGNED TO FINANCE REHABILITATION OF THE MINNESOTA SLIP BRIDGE AND REAPPROPRIATING THAT \$300,000 TO FINANCE TRANSPORT OF THE WILLIAM A. IRVIN IN AND OUT OF MINNESOTA SLIP.

This Resolution was adopted unanimously.

BY COUNCILOR FOSLE (PURCHASING & LICENSING)

BY COUNCILOR FOSLE (PURCHASING & LICENSING)

6. [18-0446R](#) RESOLUTION APPROVING THE TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE AND TEMPORARY EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

Indexes:

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

This Resolution was adopted unanimously.

Yea: 8 - Councilor Anderson, Councilor Filipovich, Councilor Fosle, President Hobbs, Councilor Russ, Councilor Sipress, Councilor Westerlund and Councilor Van Nett

Abstain: 1 - Hansen

7. [18-0447R](#) RESOLUTION AMENDING RESOLUTION 17-0788, ADOPTING LICENSE, PERMIT, FINE, PENALTY, AND OTHER CHARGES FOR 2018, TO ADD MOBILE GROOMING SHOP LICENSE FEE.

This Resolution was adopted unanimously.

8. [18-0453R](#) RESOLUTION APPROVING THE APPLICATION FOR EXEMPT PERMIT AND WAIVING THE 60 DAY WAITING PERIOD FOR MN STATE BUILDING AND CONSTRUCTION TRADES COUNCIL.

Indexes:

Attachments: [Application for Exempt Permit - MN State Building and Construction Trades Council](#)

This Resolution was adopted unanimously.

9. [18-0456R](#) RESOLUTION AUTHORIZING A THREE YEAR CONTRACT WITH TOSHIBA BUSINESS SOLUTIONS FOR THE RENTAL AND MAINTENANCE OF COPIERS FOR A MONTHLY PAYMENT OF \$12,757.02 AND A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$459,252.72.

This Resolution was adopted unanimously.

10. [18-0469R](#) RESOLUTION APPROVING THE APPLICATION FOR AN ON SALE BREWERY MALT LIQUOR (TAPROOM), BREWERY MALT LIQUOR OFF SALE (GROWLER) AND SUNDAY (TAPROOM) LICENSE OF URSA MINOR BREWING COMPANY, LLC (URSA MINOR BREWING), 2415 WEST WUPERIOR STREET, STE B.

Indexes:

Attachments: [URSA MINOR BREWING-06052018143716](#)

This Resolution was adopted unanimously.

Yea: 8 - Councilor Anderson, Councilor Filipovich, Councilor Fosle, President Hobbs, Councilor Russ, Councilor Sipress, Councilor Westerlund and Councilor Van Nett

Abstain: 1 - Hansen

BY COUNCILOR ANDERSON (PERSONNEL)

BY COUNCILOR ANDERSON (PERSONNEL)

11. [18-0448R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF MARY GUMMERSON TO THE DULUTH PUBLIC ARTS COMMISSION

Indexes:

Attachments: [Mary Gummerson - Duluth Public Arts Commission Application](#)

This Resolution was adopted unanimously.

12. [18-0461R](#) RESOLUTION ELECTING MEMBER TO THE BOARD OF MANAGERS OF THE DULUTH/NORTH SHORE SANITARY DISTRICT PURSUANT TO MINNESOTA STATUTES, SECTION 442A.14, SUBDIVISION 7.

This Resolution was adopted unanimously.

13. [18-0468R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF PUBLIC INFORMATION OFFICER, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

14. [18-0470R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF GARY ECKENBERG TO THE PLANNING COMMISSION.

This Resolution was adopted unanimously.

15. [18-0471R](#) RESOLUTION ESTABLISHING A PROCEDURE FOR SELECTING A CANDIDATE TO FILL THE UPCOMING VACANCY OF THE AT LARGE COUNCIL SEAT OF ELISSA HANSEN.

This Resolution was adopted unanimously.

16. [18-0472R](#) RESOLUTION TO NOT REIMPOSE DEMOLITION ASSESSMENT TO FACILITATE HABITAT FOR HUMANITY PROJECT.

This Resolution was adopted unanimously.

BY COUNCILOR SIPRESS (INTERGOVERNMENTAL RELATIONS)

BY COUNCILOR SIPRESS (INTERGOVERNMENTAL RELATIONS)

17. [18-0455R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH THE DULUTH ENTERTAINMENT CONVENTION CENTER AUTHORITY (DECC) TO DOCUMENT THE CITY AND DECC'S OBLIGATIONS TO TEMPORARILY MOVE THE WILLIAM A. IRVIN.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

18. [18-0451R](#) RESOLUTION AWARDDING A CONTRACT TO GARDNER BUILDERS, LLC FOR CONSTRUCTION OF THE RIVENESS REGULATOR STATION BUILDING IN THE AMOUNT OF \$160,900.

Indexes:

Attachments: [17-0451 Planning Commission Communication](#)
[18-0451R Map](#)

This Resolution was adopted unanimously.

19. [18-0454R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH BARR ENGINEERING CO. FOR ENVIRONMENTAL SUPPORT SERVICES DURING THE WASECA INDUSTRIAL ROAD EXTENSION PROJECT IN AN AMOUNT NOT TO EXCEED \$85,000.

Indexes:

Attachments: [18-0454R Map](#)
[18-0454R Proposal](#)
[18-454R Exhibit A](#)

This Resolution was adopted unanimously.

20. [18-0458R](#) RESOLUTION ACCEPTING A STREET AND UTILITY EASEMENT FROM THERESE H. VAUGHN OVER PROPERTY LOCATED ON RED WING STREET AT NO COST TO THE CITY.

Indexes:

Attachments: [Exhibit 1](#)

This Resolution was adopted unanimously.

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

21. [18-0444R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO CONTRACT 22895 WITH AMI CONSULTING ENGINEERS P. A. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE REPAIR AND REHABILITATION OF THE SEAWALL SURROUNDING THE DULUTH ENTERTAINMENT CONVENTION CENTER (DECC) FOR AN INCREASE OF \$66,425.00 AND A NEW CONTRACT TOTAL NOT TO EXCEED \$689,403.39.

Indexes:

Attachments: [Exhibit A for Amd 2 Resolution](#)

This Resolution was adopted unanimously.

22. [18-0450R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30020 WITH TKDA FOR ADDITIONAL ENGINEERING AND DESIGN SERVICES FOR DWP TRAIL INFRASTRUCTURE REHABILITATION FOR AN INCREASE OF \$15,407 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$43,207.

Indexes:

Attachments: [Request for Property Services Assistance](#)

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

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The following entitled resolutions are also to be considered:

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BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

23. [18-0240R](#) RESOLUTION ADOPTING THE IMAGINE DULUTH 2035 UPDATE TO THE COMPREHENSIVE PLAN OF THE CITY OF DULUTH.

Indexes:

Attachments: [Attachment 1](#)

[Attachment 2](#)

[Attachment 3](#)

[Attachment 4](#)

[Attachment 5](#)

This Resolution was tabled.

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

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BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

24. [18-028-O](#) ORDINANCE AMENDING CHAPTER 10 OF THE DULUTH CITY CODE TO CONFORM TO THE MINNESOTA STATE BUILDING CODE.

This Ordinance was read for the first time.

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

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

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

25. [18-024-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE ONEOTA NEIGHBORHOOD TO THE WESTERN LAKE SUPERIOR SANITARY DISTRICT FOR NOMINAL CONSIDERATION.

Indexes:

Attachments: [Exhibit A](#)

This Ordinance was adopted unanimously.

26. [18-027-O](#) ORDINANCE AMENDING DULUTH CITY CODE CHAPTER 6 BY ESTABLISHING MOBILE PET GROOMING SHOP LICENSES.

This Ordinance was adopted unanimously.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

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