



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, July 18, 2022

7:00 PM

Council Chamber

ROLL CALL

Present: 7 - Councilor Hannah Alstead, Councilor Gary Anderson, Councilor Noah Hobbs, Councilor Roz Randorf, Councilor Terese Tomanek, Vice President Janet Kennedy and President Arik Forsman

Absent: 2 - Councilor Azrin Awal and Councilor Mike Mayou

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [22-051](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [2022-07-11, Minutes Special Council Meeting](#)
[2022-07-11, Minutes](#)

These Minutes were approved.

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [22-050](#) Housing and Redevelopment Authority of Duluth Meeting Minutes

Indexes:

Attachments: [Minutes - May 2022](#)

[Minutes - June 2022 Finance Committee Meeting](#)

This Board or Commission Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

Jody Slick spoke in regard to broadband resolutions.

RESOLUTIONS TABLED

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

3. [22-0575R](#) RESOLUTION AUTHORIZING APPROVING THE DIGITAL ACCESS MASTER PLAN AND IMPLEMENTATION OF THE DIG-ONCE POLICY FOR THE CITY OF DULUTH.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

4. [22-0576R](#) RESOLUTION AUTHORIZING AN INTERFUND TRANSFER TO A BROADBAND ENTERPRISE FUND TO BE ESTABLISHED UP TO \$5,000,000 FROM THE COMMUNITY INVESTMENT TRUST FUND TO SUPPORT THE DULUTH OPEN ACCESS FIBER PILOT PROJECT.

This Resolution was returned to administration.

5. [22-0577R](#) RESOLUTION AUTHORIZING THE CITY OF DULUTH TO SUBMIT AN APPLICATION TO THE STATE DEED OFFICE OF BROADBAND DEVELOPMENT FOR A \$3.2 MILLION BROADBAND DEVELOPMENT GRANT.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

CONSENT AGENDA

BY VICE PRESIDENT KENNEDY (FINANCE)

6. [22-0578R](#) RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF DULUTH AND LAW ENFORCEMENT LABOR SERVICES LOCAL 503 FOR THE YEARS 2022-2023.

Indexes:

Attachments: [Exhibit A](#)

[20220712 Final LELS 503 Agreement - REDLINED](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

7. [22-0610R](#) RESOLUTION APPROVING AN EMPLOYMENT CONTRACT WITH THE POLICE CHIEF FOR THE CITY OF DULUTH.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

8. [22-0589R](#) RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC., FOR GEOGRAPHICAL INFORMATION SYSTEMS (GIS) LICENSING, SUPPORT AND MAINTENANCE FOR AN AMOUNT NOT TO EXCEED \$199,500.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR ALSTEAD (PERSONNEL)

9. [22-0587R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF SOPHIA GREEN TO THE NATURAL RESOURCES COMMISSION.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

10. [22-0595R](#) RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT WITH DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR THE SALE OF PROPERTY IN THE FAIRMOUNT NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

Indexes:

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

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

11. [22-0600R](#) RESOLUTION AUTHORIZING A FUNDING AGREEMENT WITH CHURCHES UNITED IN MINISTRY GRANTING UP TO \$150,000 FOR THE PURPOSE OF PROVIDING INFRASTRUCTURE ASSISTANCE FOR OUTDOOR LIVING ZONES AND WARMING CENTERS.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

12. [22-0601R](#) RESOLUTION AUTHORIZING FIRST AND SECOND AMENDMENTS WITH ENTRYPOINT, LLC (DBA ENTRYPOINT NETWORKS) FOR BROADBAND INTERNET CONSULTING SERVICES IN THE AMOUNT NOT TO EXCEED \$76,000 AND EXTEND THE TERMINATION DATE TO DECEMBER 31, 2022.

Indexes:

Attachments: [21 860 124 PSA with EntryPoint](#)
[Exhibit B-21 860 124 \(1\)-First Amend to PSA with Entrypoint Networks](#)
[Exhibit C-22D-XX EntryPoint- Second Amendment](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

13. [22-0611R](#) RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A GENERAL FUND APPROPRIATION BOND MASTER GRANT AGREEMENT WITH THE MINNESOTA DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT (DEED) FOR THE

DULUTH REGIONAL EXCHANGE DISTRICT PROJECT IN AN AMOUNT NOT TO EXCEED \$97,720,000.00 AND FURTHER AUTHORIZING A FIRST AMENDMENT TO THE MASTER GRANT AGREEMENT.

Indexes:

Attachments: [Document A](#)

[Document B](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR AWAL (INTERGOVERNMENTAL RELATIONS)

14. [22-0592R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH THE COUNTY OF ST. LOUIS FOR A NEW STORMWATER CONVEYANCE AND GREEN INFRASTRUCTURE SYSTEM ON AND UNDER WOODLAND AVENUE AND WITHIN HARTLEY PARK, AT NO COST TO THE CITY.

Indexes:

Attachments: [Exhibit 1-Resolution](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

15. [22-0585R](#) RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF MAXWELL ROAD IF NECESSARY AS DETERMINED BY THE CITY ENGINEER FOR THE GLENWOOD STREET/SNIVELY ROAD PROJECT.

Indexes:

Attachments: [22-0585R Map](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

16. [22-0588R](#) RESOLUTION AUTHORIZING THE PURCHASE OF 4,100 TONS OF ROAD SALT FROM MORTON SALT, INC. IN THE AMOUNT OF \$253,485.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

17. [22-0603R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A ONE-TIME GRANT FROM CENOVUS ENERGY IN THE AMOUNT OF

\$30,000.00 FOR THE PURCHASE OF LARGE DIAMETER HOSE TO OUTFIT TWO ENGINE COMPANIES THAT WOULD RESPOND TO THE CENOVUS HUSKY MARINE REFUELING TERMINAL AND TRAINING TO SUPPORT CENOVUS MARINE REFUELING TERMINAL.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

BY COUNCILOR TOMANEK (RECREATION, LIBRARIES & AUTHORITIES)

18. [22-0517R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH CORVAL CONSTRUCTORS, INC. FOR MECHANICAL CONSTRUCTION FOR THE CITY HALL MECHANICAL ELECTRICAL AND PLUMBING (MEP) RENEWAL PROJECT FOR AN AMOUNT NOT TO EXCEED \$5,452,725.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

19. [22-0518R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH HUNT ELECTRIC CORPORATION FOR ELECTRICAL CONSTRUCTION FOR THE CITY HALL MECHANICAL ELECTRICAL AND PLUMBING (MEP) RENEWAL PROJECT FOR AN AMOUNT NOT TO EXCEED \$1,570,500.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

20. [22-0590R](#) RESOLUTION AUTHORIZING APPLICATION TO THE GREATER MINNESOTA REGIONAL PARKS AND TRAILS COMMISSION (GMRPTC) FOR GRANT FUNDING IN THE AMOUNT OF UP TO \$1,500,000 TO PROVIDE IMPROVED RECREATIONAL ACCESS TO THE RESTORED ST LOUIS RIVER ESTUARY

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

21. [22-0591R](#) RESOLUTION AUTHORIZING A CONTRACT WITH GARDNER BUILDERS DULUTH, LLC FOR THE GENERAL CONDITIONS WORK SCOPE OF THE CITY HALL MECHANICAL ELECTRICAL AND PLUMBING (MEP) RENEWAL PROJECT FOR A TOTAL AMOUNT NOT TO EXCEED \$2,297,874.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

22. [22-0593R](#) RESOLUTION AUTHORIZING A THREE-YEAR, FOUR MONTH LEASE AGREEMENT WITH FAMILY FREEDOM CENTER FOR USE OF SPACE IN THE WASHINGTON RECREATION CENTER FOR YOUTH PROGRAMMING AND RELATED SERVICES.

Indexes:

Attachments: [Exhibit 1-Resolution](#)

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

23. [22-0606R](#) RESOLUTION AUTHORIZING A CONTRACT WITH VEIT & COMPANY, INC. FOR REPAIR OF STORM DAMAGE TO WAABIZHESHIKANA - THE MARTEN TRAIL FOR AN AMOUNT NOT TO EXCEED \$553,987.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY COUNCILOR ALSTEAD (PERSONNEL)

24. [22-0596R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF JASON CRAWFORD AND MICHAEL HENDERSON TO THE DULUTH AIRPORT AUTHORITY.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

25. [22-0597R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF LINDSAY BIDDLE, WILLIAM WILLIAMS AND ROD POLSON TO THE DULUTH TRANSIT AUTHORITY.

This Resolution was adopted unanimously.
Absent: Councilor Awal and Councilor Mayou

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

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

26. [22-025-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF REAL PROPERTY IN THE FAIRMOUNT NEIGHBORHOOD TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR NOMINAL CONSIDERATION.

Indexes:

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

This Ordinance was read for the first time.

27. [22-026-O](#) ORDINANCE AMENDING SECTION 2 OF ORDINANCE 10102 LEVYING A TAX TO FUND THE CITY'S PARK FUND AND SETTING FORTH THE PROCESS APPLICABLE THERETO, SUBJECT TO REFERENDUM PROVIDED FOR IN LAWS OF MINNESOTA, 1953, CHAPTER 560, SECTION 1.

Indexes:

Attachments: [MTA - Randorf - Passed 7-0-2](#)

This Ordinance was read for the first time.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS