



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Minutes

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 will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face the city. These tools include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility. [Approved by the council on August 25, 2003]*

Thursday, November 19, 2015

5:15 PM

Council Chamber

Special Council Meeting - DTA

ROLL CALL

Present: 8 - Councilors Zach Filipovich, Jay Fosle, Sharla Gardner, Howie Hanson, Jennifer Julsrud, Barb Russ, Joes Sipress and President Emily Larson.

Absent: 1 – Councilor Linda Krug.

PLEDGE OF ALLEGIANCE

MOTIONS AND RESOLUTIONS

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

- 15-0798R** RESOLUTION AUTHORIZING AN AGREEMENT WITH THE DTA FOR THE REPAIR OF THE STORM SEWER UNDER THIRD AVENUE WEST BETWEEN MICHIGAN STREET AND I-35 FRONTAGE ROAD IN THE AMOUNT OF \$99,970.

CITY PROPOSAL:

RESOLVED, that the city council hereby finds that:

(a) A city storm sewer in Third Avenue West is cracked and is undermined and is in jeopardy of imminent failure and needs to be repaired and structurally supported in order to prevent such failure and to prevent damage to the new road to be installed over said sewer and damage to surrounding properties upon the happening of said failure;

(b) Delay in making the necessary repairs will delay the completion of the construction of the adjacent and related multimodal transit center project, increasing the costs of the project to the public;

(c) The onset of winter could greatly increase the potential damages to the public arising out of a failure of said sewer line and the cost to the public of making repairs during winter construction conditions; and

(d) That such conditions constitute an emergency justifying contracting with Duluth Transit Authority (the "DTA") to have its contractor constructing the aforesaid project perform such repairs on an immediate basis.

FURTHER RESOLVED, that the proper city officials are hereby authorized to enter into an agreement, substantially in the form of the attached agreement, with the DTA to repair the storm sewer in Third Avenue West between Michigan Street and the I-35 frontage road, City Project No. 1082, for an amount not to exceed \$99,970, payable from the Stormwater Fund No. 535.

A motion was made that this Resolution be adopted. The motion carried by the following vote:

Yea: 7 - Councilors Filipovich, Fosle, Gardner, Julsrud, Russ, Sipress and President Larson.

Absent: 1 - Councilor Krug

Abstain: 1 - Councilor Hanson

This meeting was adjourned at 5:18 p.m.