



# City of Duluth

411 West First Street  
Duluth, Minnesota 55802

## Meeting Agenda - 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, August 13, 2018

7:00 PM

Council Chamber

---

#### ROLL CALL

#### PLEDGE OF ALLEGIANCE

#### APPROVAL OF MINUTES

1. [18-173](#) Duluth City Council Meeting Minutes: July 16th, 2018

**Attachments:** [July 19 2018 - City Council Meeting](#)

#### REPORTS FROM THE ADMINISTRATION

#### REPORTS FROM OTHER OFFICERS

#### REPORTS OF BOARDS AND COMMISSIONS

2. [18-167](#) Community Development Meeting Minutes

**Attachments:** [Community Development Committee June Meeting Minutes](#)

3. [18-168](#) Duluth Indigenous Commission Meeting Minutes

**Attachments:** [Duluth Indigenous Commission May Meeting Minutes](#)

4. [18-169](#) Duluth Parking Commission Resolutions  
**Attachments:** [Duluth Parking Commission May 2018 Resolutions](#)  
[Duluth Parking Commission July 2018 Resolutions](#)
5. [18-170](#) Heritage Preservation Commission Meeting Minutes  
**Attachments:** [Heritage Preservation Commission May Meeting Minutes](#)
6. [18-171](#) Planning Commission Meeting Minutes  
**Attachments:** [Planning Commission June Meeting Minutes](#)
7. [18-172](#) Spirit Mountain Recreation Area Authority Meeting Minutes  
**Attachments:** [Spirit Mountain Recreation Area Authority June Meeting Minutes Minutes](#)

## REPORTS OF COUNCIL COMMITTEES

## REPORTS OF COUNCIL OPEN ISSUES

### Distinguished Artist Award - Kim Montgomery Randolph

## OPPORTUNITY FOR CITIZENS TO BE HEARD

## CONSENT AGENDA

### BY COUNCILOR FILIPOVICH (FINANCE)

8. [18-0553R](#) RESOLUTION MAKING AVAILABLE \$250,000 OF 2018 TOURISM TAX FUNDS PREVIOUSLY ASSIGNED TO FINANCE REHABILITATION OF THE MINNESOTA SLIP BRIDGE AND REAPPROPRIATING THAT \$250,000 TO FINANCE ADDITIONAL COSTS ASSOCIATED WITH THE WILLIAM A. IRVIN TOW PROJECT.
9. [18-0587R](#) RESOLUTION AUTHORIZING A JOINT POWERS AGREEMENT WITH THE HOUSTON GALVESTON AREA COUNCIL FOR THE PROCUREMENT OF GOODS AND SERVICES.  
**Attachments:** [Exhibit A](#)

### BY COUNCILOR FOSLE (PURCHASING & LICENSING)

10. [18-0527R](#) RESOLUTION APPROVING THE ISSUANCE OF OFF AND ON SALE INTOX-ICATING LIQUOR RENEWAL LICENSES FOR THE PERIOD BEGINNING SEPTEMBER 1, 2018, AND ENDING AUGUST 31, 2019.  
**Attachments:** [2018 Renewal List](#)

11. [18-0572R](#) RESOLUTION APPROVING ISSUANCE OF TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO DULUTH SUPERIOR PRIDE (DULUTH SUPERIOR PRIDE FESTIVAL), BAYFRONT PARK.

Attachments: [Duluth Superior Pride](#)

12. [18-0574R](#) RESOLUTION ISSUING AN ON SALE 3.2 PERCENT MALT LIQUOR LICENSE AND APPROVING ISSUANCE OF AN ON SALE WINE LICENSE TO DOVETAIL CAFÉ & MARKET PLACE, LLC, (DOVETAIL CAFÉ & MARKETPLACE), 1917 WEST SUPERIOR STREET.

Attachments: [Dovetail](#)

### BY COUNCILOR ANDERSON (PERSONNEL)

13. [18-0571R](#) RESOLUTION CONFIRMING THE REAPPOINTMENT OF ERIC VIKEN TO THE SPIRIT MOUNTAIN RECREATION AREA AUTHORITY.

14. [18-0592R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF ELENA FOSHAY AS DIRECTOR, WORKFORCE DEVELOPMENT FOR THE CITY OF DULUTH.

15. [18-0600R](#) RESOLUTION APPOINTING COUNCILOR ARIK FORSMAN TO THE DULUTH PUBLIC UTILITIES COMMISSION.

16. [18-0601R](#) RESOLUTION APPROVING JOB SPECIFICATIONS FOR THE APPOINTED DEPARTMENT HEAD POSITION OF DIRECTOR, WORKFORCE DEVELOPMENT, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

Attachments: [Exhibit A](#)

### BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

17. [18-0579R](#) RESOLUTION ENTERING INTO AN AGREEMENT WITH AND ACCEPTING \$225,819 IN FEDERAL FUNDING FROM SENIOR SERVICE AMERICA, INC. TO OPERATE THE SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM.

Attachments: [SCSEP Sponsor Agreement 7-1-2018 to 6-30-2019](#)

18. [18-0585R](#) RESOLUTION AUTHORIZING A LICENSE AGREEMENT WITH THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR USE OF THE PARKING LOT AT 504 CANAL PARK DRIVE FOR TEMPORARY IMAGINE CANAL PARK ACTIVITIES AT NO COST TO THE CITY.

Attachments: [Attachment 1](#)  
[Attachment 2](#)

### BY COUNCILOR FORSMAN (PUBLIC WORKS & UTILITIES)

19. [18-0523R](#) RESOLUTION APPROVING A COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS FOR IMPROVEMENTS TO COUNTY STATE AID HIGHWAY 9 (WOODLAND AVENUE, CALVARY ROAD AND ARNOLD ROAD).
- Attachments:** [18-0523R Maps](#)
20. [18-0575R](#) RESOLUTION AMENDING A CONTRACT WITH JMF CONSTRUCTION, INC. FOR THE 2018 CITYWIDE PATCH AND SIDEWALK PROJECT TO INCREASE THE AMOUNT BY \$111,642.70 FOR A NEW TOTAL OF \$587,791.70.
- Attachments:** [18-0575R Change Order](#)
21. [18-0586R](#) RESOLUTION AMENDING RESOLUTION 18-0060 APPROPRIATING AN ADDITIONAL \$190,000 TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR COOPERATIVE CONSTRUCTION AGREEMENT NO. 1029895.
- Attachments:** [18-0586R Map](#)
22. [18-0589R](#) RESOLUTION AUTHORIZING A CONTRACT WITH KRAUS-ANDERSON CONSTRUCTION COMPANY FOR THE SALT SHED INSTALLATION AT LUND TOOLHOUSE FOR AN AMOUNT NOT TO EXCEED \$298,800.00.
- Attachments:** [Exhibit A - Project Summary Form - Lund Salt Shed](#)

**BY COUNCILOR VAN NETT (PUBLIC SAFETY)**

23. [18-0569R](#) RESOLUTION AUTHORIZING CITY OFFICIALS TO ENTER INTO A REGION 2 ARROWHEAD REGION EMERGENCY MANAGEMENT ASSOCIATION HOMELAND SECURITY AND EMERGENCY MANAGEMENT MUTUAL AID AGREEMENT.
- Attachments:** [Exhibit A](#)
24. [18-0570R](#) RESOLUTION AUTHORIZING THE CITY TO SERVE AS FISCAL AGENT FOR AND ACCEPT REIMBURSEMENT MONIES ON BEHALF OF THE LAKE SUPERIOR DRUG AND VIOLENT CRIME TASK FORCE, SAID REIMBURSEMENT MONIES TO BE PAID UNDER THE MINNESOTA ANTI-HEROIN TASK FORCE PROGRAM FOR THE PURPOSE OF SUPPORTING THE OPERATIONS OF THE LAKE SUPERIOR DRUG AND VIOLENT CRIME TASK FORCE.
- Attachments:** [18-0570R Exhibit A](#)

25. [18-0573R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \$102,273.00 FOR THE PURCHASE OF FITNESS EQUIPMENT FOR THE FIRE DEPARTMENT.
- Attachments:* [Exhibit A](#)
26. [18-0582R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE IN THE AMOUNT OF \$39,828 AND FURTHER AUTHORIZING EXECUTION OF GRANT AGREEMENT WITH ST. LOUIS COUNTY.
- Attachments:* [Exhibit A](#)  
[Exhibit B](#)
27. [18-0583R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A \$109,783 GRANT AWARD FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY TO FUND A DWI POLICE OFFICER FOR ONE YEAR AND AUTHORIZING EXECUTION OF GRANT AGREEMENT.
- Attachments:* [Exhibit B](#)

**BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)**

28. [18-0567R](#) RESOLUTION AUTHORIZING APPLICATION TO AND, IF OFFERED, ACCEPTANCE OF A \$1,308,946 GREATER MINNESOTA REGIONAL PARK AND TRAIL COMMISSION GRANT FOR HARTLEY PARK MINI MASTER PLAN IMPLEMENTATION.
- Attachments:* [exhibit A contract sample](#)
29. [18-0568R](#) RESOLUTION AUTHORIZING APPLICATION TO AND, IF OFFERED, ACCEPTANCE OF A \$2,156,680 GREATER MINNESOTA REGIONAL PARK AND TRAIL COMMISSION GRANT FOR DULUTH TRAVERSE MINI MASTER PLAN IMPLEMENTATION.
- Attachments:* [exhibit A contract sample](#)
30. [18-0576R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A CD3 WATERLESS CLEANING SYSTEM FROM WILDLIFE FOREVER FOR THE PURPOSE OF INSTALLATION AT MUNGER LANDING TO REDUCE THE SPREAD OF AQUATIC INVASIVE SPECIES.
- Attachments:* [Exhibit B Site Location](#)
31. [18-0577R](#) RESOLUTION AUTHORIZING APPLICATION FOR A GRANT FROM THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A MANAGING ASH FOR EMERALD ASH BORER IN COMMUNITY FORESTS GRANT IN THE AMOUNT OF \$30,000 TO COMPLETE AN ASH TREE INVENTORY.

32. [18-0580R](#) RESOLUTION AUTHORIZING AN AMENDED AND RESTATED LICENSE AGREEMENT WITH PARK HILL CEMETERY ASSOCIATION FOR UTILIZATION OF EXISTING AND FUTURE MULTI-USE AND HIKING TRAILS, AT NO COST TO THE CITY.

Attachments: [Exhibit 1.pdf](#)

33. [18-0581R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH TKDA FOR THE DESIGN OF A NEW HVAC SYSTEM AT CITY CENTER WEST FOR AN AMOUNT NOT TO EXCEED \$50,500.

Attachments: [Exhibit A for CCW HVAC resolution](#)

34. [18-0584R](#) RESOLUTION AUTHORIZING APPLICATION TO THE NATIONAL FISH AND WILDLIFE FOUNDATION FOR A NATIONAL COASTAL RESILIENCE FUND GRANT OF \$3,000,000 FOR LAKEWALK AND SHORELINE STORM DAMAGE REPAIR.

35. [18-0590R](#) RESOLUTION AUTHORIZING A CONTRACT WITH WREN WORKS, LLC FOR THE TEMPORARY RELOCATION OF THE WILLIAM A. IRVIN FOR AN AMOUNT NOT TO EXCEED \$656,968.00.

Attachments: [Exhibit A - Contract Draft 6-26-18](#)

## END OF CONSENT AGENDA

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

### BY COUNCILOR FILIPOVICH (FINANCE)

36. [18-043-O](#) AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION WATER UTILITY REVENUE BONDS OF THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$4,200,000 FOR THE IMPROVEMENT OF THE MUNICIPAL WATER UTILITY UPON TERMS AND CONDITIONS TO BE PROVIDED BY RESOLUTION OF THE CITY COUNCIL AND PLEDGING REVENUES FOR THE PAYMENT THEREOF.

## COUNCILOR QUESTIONS AND COMMENTS

## COUNCILOR PREVIEW OF UPCOMING BUSINESS