



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, March 14, 2022

7:00 PM

Council Chamber

NOTICE: The Duluth City Council will be holding the March 10, 2022 Agenda Session and Special Council Meeting and March 14, 2022 Council Meeting by other electronic means pursuant to Minnesota Statutes Section 13D.021 in response to the COVID-19 pandemic. Some members of the City Council will be participating through video conference. Due to the COVID-19 pandemic, public comment will not be taken in person. However, members of the public can monitor the meeting and provide public comment on agenda items through WebEx Events. Visit <https://duluthmn.gov/live-meeting> to access the meeting. The public is also encouraged to submit written comment to council@duluthmn.gov prior to the meeting. Please include "Council Agenda" in the subject line, and include your name and address and the agenda item you are speaking to. Please note that all public comment is considered Public Data. The public is also encouraged to watch both meetings online at <https://duluthmn.gov/city-council/> (Select "Council Meeting Media") or by tuning into Public Access Television, Channel 180.

ROLL CALL

Present: 8 - Councilor Gary Anderson, Councilor Azrin Awal, Councilor Mike Mayou, Councilor Roz Randorf, Councilor Terese Tomanek, Councilor Renee Van Nett, Vice President Janet Kennedy and President Arik Forsman

Absent: 1 - Noah Hobbs

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [22-024](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [2022-02-28, Minutes](#)

A motion was made by Councilor Mayou to approve the Minutes. The motion was seconded by Vice President Kennedy. The motion passed unanimously.

The Minutes were approved unanimously.

Absent: Councilor Hobbs

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [22-023](#) Library Board Meeting Minutes

Indexes:

Attachments: [January 2022 - Library Board Minutes](#)

This Board or Commission Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

CONSENT AGENDA

A motion was made by Councilor Tomanek to pass the Consent Agenda. The motion was seconded by Councilor Anderson. The motion passed unanimously.

The Consent Agenda was passed unanimously.

Absent: Councilor Hobbs

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

3. [22-0221R](#) RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FROM SRF CONSULTING GROUP, INC. FOR DULUTH FIBER OPTIC EXPANSION PHASE II FOR AN AMOUNT NOT TO EXCEED \$49,844.00.

Indexes:

Attachments: [Professional Engineering Services Proposal](#)

This Resolution was adopted unanimously.

Absent: Councilor Hobbs

4. [22-0222R](#) RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

Indexes:

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

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

5. [22-0223R](#) RESOLUTION APPROVING THE ISSUANCE OF AN ON SALE COMBINATION WINE & BEER LICENSE TO VARIOUS LICENSEES

Indexes:

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

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

BY COUNCILOR VAN NETT (PERSONNEL)

6. [22-0220R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF NOAH HOBBS TO THE DULUTH PUBLIC UTILITIES COMMISSION.

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

7. [22-0236R](#) RESOLUTION AUTHORIZING AGREEMENT WITH THE DECC PERTAINING TO THE CUSTOMS & BORDER PROTECTION FACILITY.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

8. [22-0229R](#) RESOLUTION TO ESTABLISH A “NO PARKING” ZONE ON BOTH SIDES OF 21ST AVENUE EAST FROM LONDON ROAD TO WOODLAND AVENUE.

Indexes:

Attachments: [22-0229R Map](#)

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

9. [22-0230R](#) RESOLUTION AWARDING A CONTRACT TO ELLINGSON TRENCHLESS LLC, DBA ECI CONTRACTING, FOR CONSTRUCTION OF THE 2022 GAS BLANKET PROJECT FOR MAINS AND SERVICES AT VARIOUS LOCATIONS IN THE AMOUNT OF \$1,128,885.

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

10. [22-0189R](#) RESOLUTION AUTHORIZING AGREEMENT WITH ST. LOUIS COUNTY TO PERFORM POLICE SERVICES PURSUANT TO 2020 OPERATION STONEGARDEN GRANT OPERATIONS ORDER AND ACCEPTING REIMBURSEMENT THROUGH ST. LOUIS COUNTY IN THE AMOUNT OF \$78,533.

Indexes:

Attachments: [Exhibit A - Cover Sheet \(nonpublic data\)](#)
[Exhibit B - Partner Agreement](#)
[Exhibit C - Grant Agreement](#)

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

11. [22-0231R](#) RESOLUTION AUTHORIZING A SOLE-SOURCE PURCHASE OF STRUCTURAL FIREFIGHTING TURNOUT GEAR FROM M & T FIRE AND SAFETY INC. IN THE AMOUNT OF \$58,352.

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

BY COUNCILOR TOMANEK (RECREATION, LIBRARIES & AUTHORITIES)

12. [22-0224R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A REGIONAL TRAIL PROGRAM GRANT OF UP TO \$300,000 FOR CONSTRUCTION OF A PORTION OF SEGMENT 6 OF THE CROSS CITY TRAIL.

This Resolution was adopted unanimously.
Absent: Councilor Hobbs

13. [22-0225R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A REGIONAL TRAIL PROGRAM GRANT OF UP TO \$300,000 FOR REHABILITATION OF SNOWMOBILE INFRASTRUCTURE IN THE SPIRIT MOUNTAIN AREA.

This Resolution was adopted unanimously.

Absent: Councilor Hobbs

14. [22-0226R](#) RESOLUTION AUTHORIZING THE PROPOSED PURCHASE OF TAX-FORFEITED PARCELS FROM ST. LOUIS COUNTY PURSUANT TO MINN. STAT. § 282.01, SUBD. 1(a)(h)

Indexes:

Attachments: [Exhibit 1 - Memo, Lists, Maps](#)
 [Exhibit 2 Tax Forfeit Selection Guidelines](#)

This Resolution was adopted unanimously.

Absent: Councilor Hobbs

15. [22-0227R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR AN OUTDOOR RECREATION PROGRAM GRANT OF UP TO \$300,000 FOR CONSTRUCTION OF A SKATE PARK AT GARY NEW DULUTH COMMUNITY RECREATION AREA.

This Resolution was adopted unanimously.

Absent: Councilor Hobbs

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY PRESIDENT FORSMAN (COMMITTEE OF THE WHOLE)

16. [22-0238R](#) RESOLUTION ESTABLISHING CITY OF DULUTH ELECTION PRECINCTS

Indexes:

Attachments: [Attachment A](#)

This Resolution was tabled.

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

BY PRESIDENT FORSMAN (COMMITTEE OF THE WHOLE)

17. [22-015-O](#) AN ORDINANCE AMENDING SECTION 2-42 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO ASSIGNMENT OF ELECTION PRECINCTS.

This Ordinance was read for the first time.

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

18. [22-013-O](#) AN ORDINANCE REPEALING AND REPLACING SECTION 50-18.2, AND AMENDING SECTIONS 50-36, 50-37.9, 50-37.13 AND 50-41, RELATED TO AIRPORT OVERLAY ZONE DISTRICT.

Indexes:

Attachments: [Attachment 1 50-18.2](#)
[Attachment 2 50-36](#)
[Attachment 3 50-37.9](#)
[Attachment 4 50-37.13](#)
[Attachment 5 41 Definitions](#)
[Attachment 6 PL 21-210 Staff Report and Attachments](#)
[Attachment 7 JAZB Document](#)

This Ordinance was read for the first time.

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

BY COUNCILOR RANDORF (PLANNING & ECONOMIC DEVELOPMENT)

19. [22-012-O](#) AN ORDINANCE AMENDING SECTIONS 50-19.8, 50-20.3, AND 50-41, RELATED TO THREE NEW LAND USES: AUTOMOBILE AND LIGHT VEHICLE IMPOUND LOT, CAR WASH, AND COMMERCIAL SUPPORT SERVICES

Indexes:

Attachments: [Attachment 1 50-19.8 Use Table](#)
[Attachment 2 PL 22-010 Feb 8 2022 PC Memo](#)

This Ordinance was tabled.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

ATTEST

Ian B. Johnson, City Clerk

Passed on March 14, 2022

Approved on March 15, 2022

EMILY LARSON, Mayor