



# 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, April 11, 2016

7:00 PM

Council Chamber

---

#### ROLL CALL

#### ROLL CALL

**Present:** 7 - Councilor Barb Russ, President Noah Hobbs, Councilor Em Westerlund, Councilor Gary Anderson, Councilor Joel Sipress, Councilor Jay Fosle and Councilor Zack Filipovich

#### PLEDGE OF ALLEGIANCE

#### PLEDGE OF ALLEGIANCE

#### PUBLIC HEARINGS

#### PUBLIC HEARINGS

#### REPORTS FROM THE ADMINISTRATION

#### REPORTS FROM THE ADMINISTRATION

1. [16-044](#) 2016 General Fund Budget

**Indexes:**

**Attachments:** [General Fund Budget Adjustments 2015 Final](#)  
[General Fund Reconciled Budget Memo](#)

**This Reports from the Administration was received.**

## REPORTS FROM OTHER OFFICERS

### REPORTS FROM OTHER OFFICERS

2. [16-046](#) Clerk Applications for Exempt Permit

**Indexes:**

**Attachments:** [CHUM Exempt Permit](#)  
[GND Development Alliance Exempt Permit](#)  
[Lincoln Park Business Group Exempt Permit](#)  
[South St Louis County Sportsman Exempt Permit #2](#)  
[South St Louis County Sportsman Exempt Permit](#)

**This Other Officers Report was received.**

## REPORTS OF BOARDS AND COMMISSIONS

### REPORTS OF BOARDS AND COMMISSIONS

3. [16-041](#) Duluth Transit Authority - Board of Directors Meeting Minutes

**Indexes:**

**Attachments:** [BOD Minutes \(1-27-16\)](#)  
[DTA Finanical Statement](#)

**This Board or Commission Report was received.**

4. [16-042](#) Civil Service Board Meeting Minutes

**Indexes:**

**Attachments:** [Civil Service Board Feb 2016 Minutes Approved](#)

**This Board or Commission Report was received.**

5. [16-043](#) Duluth Seaway Port Authority Meeting Minutes

Indexes:

Attachments: [DSPA December 2015 Minutes](#)  
[DSPA January 2016 Minutes](#)  
[DSPA October 2015 Minutes](#)  
[Duluth Seaway Port Authority Budget](#)

This Board or Commission Report was received.

6. [16-045](#) Library Board Meeting Minutes

Indexes:

Attachments: [Minutes Library Board APPROVED 2016 01 24](#)  
[Minutes Library Board APPROVED 2016 02 23](#)

This Board or Commission Report was received.

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

OPPORTUNITY FOR CITIZENS TO BE HEARD

MOTIONS AND RESOLUTIONS

MOTIONS AND RESOLUTIONS

CONSENT AGENDA

CONSENT AGENDA

BY COUNCILOR HANSEN (FINANCE)

BY COUNCILOR HANSEN (FINANCE)

7. [16-0217R](#) RESOLUTION CONFIRMING ASSESSMENT ROLL LEVIED TO DEFRAY  
THE ASSESSABLE PORTION OF THE CITY'S STREET

PRESERVATION PROJECTS FOR 2015, AND RESCINDING  
RESOLUTION 16-0145R.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen,  
Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

8. [16-0218R](#) RESOLUTION AMENDING RESOLUTION NO. 14-0103R CONFIRMING  
ASSESSMENT ROLL FOR SKYLINE PARKWAY TO DELETE ONE  
PROPERTY AND REDUCING THE AMOUNT ASSESSED.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen,  
Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

9. [16-0223R](#) RESOLUTION CONFIRMING ASSESSMENT ROLL LEVIED FOR  
SIDEWALK REPAIRS AT EIGHT CITY LOCATIONS IN 2015.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen,  
Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

10. [16-0202R](#) RESOLUTION AUTHORIZING A PURCHASE FROM NORTHLAND  
CONSTRUCTORS OF DULUTH, LLC, FOR 24,000 TONS OF HOT MIX  
BLACK TOP IN THE AMOUNT OF \$1,092,000.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

11. [16-0233R](#) RESOLUTION AUTHORIZING A CONTRACT WITH KASKI INC FOR MOUNT ROYAL LIBRARY EXPANSION IN THE AMOUNT OF \$106,853.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

12. [16-0235R](#) RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING LIQUOR LICENSE OF HOSPITALITY ASSOCIATES OF DULUTH, LLC (ACES ON FIRST) 113 WEST FIRST STREET

**Indexes:**

**Attachments:** [16-0235r hospitality assoc-Attachment A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

13. [16-0236R](#) RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING LIQUOR LICENSE OF DUKES PARTNERS, LLC (Spurs on First) 109 WEST FIRST STREET

**Indexes:**

**Attachments:** [16-0236R DUKES-Attachment A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

14. [16-0239R](#) RESOLUTION ISSUING A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE AND TEMPORARY ON SALE DANCING LICENSE FOR GRANDMA'S MARATHON-DULUTH, INC. CANAL PARK DRIVE AND BUCHANAN STREET.

**Indexes:**

**Attachments:** [Grandmas Marathon 2016](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

15. [16-0241R](#) RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

**Indexes:**

**Attachments:** [Attachment A - Bent Paddle](#)  
[Attachment B - LAKE AVE RESTAURANT AND BAR](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

16. [16-0242R](#) RESOLUTION APPROVING THE TRANSFER OF STOCK OF THE OFF SALE INTOXICATING LIQUOR LICENSE OF MALLOW ENTERPRISES INC. (BIG BOTTLE SHOP), 2401 W. SUPERIOR STREET.

**Indexes:**

**Attachments:** [Attachment A - Big Bottle Shop](#)  
[Attachment B - Big Bottle Shop](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

17. [16-0244R](#) RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON-SALE INTOXICATING LIQUOR LICENSE FOR DULUTH SUPERIOR GLBTQAI PRIDE INC. (SPRING GAYLA), MINNESOTA BALLET SPACE, 301 WEST FIRST STREET, SUITE #800.

**Indexes:**

**Attachments:** [Attachment A - GLBTQAI PRIDE INC. SPRING GAYLA](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

18. [16-0250R](#) RESOLUTION APPROVING THE TRANSFER OF THE ON SALE WINE LIQUOR LICENSE OF WILLIAM AND JOSHUA KALLIGHER TO GANNUCCI'S ITALIAN MARKET AND RESTAURANT, LLC. , 301

## CENTRAL AVENUE

Indexes:Attachments: [Attachment A - Gannucci's](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

19. [16-0253R](#) RESOLUTION AUTHORIZING A CONTRACT WITH DULUTH READY MIX, INC., FOR THE PURCHASE OF 10,500 TONS OF WASHED SAND IN YEAR 2016, FOR AN ESTIMATED TOTAL OF \$105,000.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

20. [16-0271R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH VISUAL COMMUNICATIONS FOR ST. LOUIS RIVER CORRIDOR GATE, WAYFINDING, AND SIGNAGE PLANNING AND DESIGN FOR A TOTAL NOT TO EXCEED \$117,800.

Indexes:

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

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

21. [16-0279R](#) RESOLUTION APPROVING THE EXEMPTION OF A RAFFLE PERMIT AND WAIVING THE 60 DAY WAITING PERIOD FOR NORTHERN LIGHTS FOUNDATION

Indexes:

Attachments: [Northern Lights Foundation](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 22.**     [16-0284R](#)     RESOLUTION REQUESTING THE CITY ADMINISTRATION TO REVIEW THE VACATION DWELLING AND ACCESSORY HOME SHARE PERMIT PROGRAM IN TWO YEARS AND PROVIDE A REPORT TO THE CITY COUNCIL.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR ANDERSON (PERSONNEL)

BY COUNCILOR ANDERSON (PERSONNEL)

- 23.**     [16-0259R](#)     RESOLUTION CONFIRMING THE REAPPOINTMENTS OF MEMBERS TO CITY BOARDS AND COMMISSIONS BY MAYOR LARSON.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 24.**     [16-0285R](#)     RESOLUTION CONFIRMING THE APPOINTMENT OF COUNCILOR BARB RUSS TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

- 25.**     [16-0273R](#)     RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY FOR DEMOLITION SERVICES IN CERTAIN WESTERN NEIGHBORHOODS.



Indexes:Attachments: [Exhibit A - 16-0273R](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

26. [16-0230R](#) RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO MNDOT AGREEMENT NO. 4716 TO INCREASE THE AMOUNT OF FEDERAL FUNDS BY \$74,777.65 FOR A NEW TOTAL OF \$305,417.65.

Indexes:Attachments: [16-0230R Map](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

27. [16-0234R](#) RESOLUTION AWARDED A CONTRACT TO EBI DRILLING, INC. FOR CONSTRUCTION OF THE 2016 HIGH PRESSURE GAS MAINS AND SERVICES AT VARIOUS LOCATIONS IN THE AMOUNT OF \$875,175.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

28. [16-0237R](#) RESOLUTION ORDERING THE IMPROVEMENT OF THE 2016 STREET PRESERVATION PROJECTS AT AN ESTIMATED COST OF \$443,501.11

Indexes:

**Attachments:** [16-0237R Aerial Photo](#)  
[16-0237R Map](#)  
[16-0237R Public Hearing Minutes](#)  
[Lori Prudhomme Letter](#)  
[16-0237R Memo to Council](#)  
[16-0237R Properties](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 29.**     [16-0252R](#)     RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF DULUTH AND THE MINNESOTA DEPARTMENT OF TRANSPORTATION FOR SIGNALS AND EVP SYSTEMS (S.A.P. 118-101-006), UTILITIES, AND CONSTRUCTION TO BE PERFORMED UPON, ALONG AND ADJACENT TO TRUNK HIGHWAY 23 FROM BECKS ROAD (CSAH 3) TO 83RD AVENUE WEST WITHIN THE CORPORATE CITY LIMITS UNDER STATE PROJECT 6910-96 AT AN ESTIMATED COST OF \$468,007.13.

**Indexes:**

**Attachments:** [16-0252R Agreement](#)  
[16-0252R Map](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 30.**     [16-0254R](#)     RESOLUTION AMENDING CONTRACT NO. C21121 WITH MSA PROFESSIONAL SERVICES, INC. FOR ENGINEERING SERVICES FOR DESIGN AND CONSTRUCTION OF FIVE SANITARY SEWER LIFT STATIONS IN THE ESTIMATED AMOUNT OF \$29,500 FOR A NEW TOTAL OF \$556,788.

**Indexes:**

**Attachments:** [16-0254R Amendment](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

31. [16-0258R](#) RESOLUTION AMENDING AGREEMENT NO. 22798 WITH ST. LOUIS COUNTY FOR THE ARROWHEAD ROAD/KENWOOD AVENUE AND WEST CLEVELAND STREET IMPROVEMENTS IN THE ESTIMATED AMOUNT OF \$60,000 FOR A NEW TOTAL OF \$135,000.

**Indexes:**

**Attachments:** [16-0258R Map](#)  
[16-0258R Amendment Letter](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR FOSLE (PUBLIC SAFETY)

BY COUNCILOR FOSLE (PUBLIC SAFETY)

32. [16-0220R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A GRANT FROM THE STATE OF MINNESOTA IN THE AMOUNT OF \$4,611.20 AND FURTHER AUTHORIZING EXECUTION OF A GRANT AGREEMENT WITH THE STATE OF MINNESOTA.

**Indexes:**

**Attachments:** [Grant Agreement A-HMEP-2015-DULUTHFD-012](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

33. [16-0263R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT WITH INDEPENDENT SCHOOL DISTRICT NO. 709 TO PROVIDE FOR LAW ENFORCEMENT OFFICERS IN THE PUBLIC SCHOOLS.

**Indexes:**

**Attachments:** [Attachment 1 - School Resource Officer Program Agreement \(16-0263R\)](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR SIPRESS (RECREATION, LIBRARIES & AUTHORITIES)

## BY COUNCILOR SIPRESS (RECREATION, LIBRARIES &amp; AUTHORITIES)

34. [16-0204R](#) RESOLUTION AUTHORIZING THREE YEAR USE AND OPERATIONS AGREEMENT WITH ARROWHEAD YOUTH SOCCER ASSOCIATION OF NORTHEASTERN MINNESOTA FOR THE CITY'S JEAN DULUTH AND ARLINGTON SOCCER FIELDS.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

35. [16-0246R](#) RESOLUTION AUTHORIZING THREE YEAR LEASE AGREEMENT WITH ARROWHEAD ECONOMIC OPPORTUNITY AGENCY FOR USE OF SPACE IN THE CENTRAL HILLSIDE CENTER.

Indexes:

Attachments: [Exhibit A](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

36. [16-0247R](#) RESOLUTION AUTHORIZING A GRANT AND BRIDGE FUNDING AGREEMENT BETWEEN THE CITY OF DULUTH AND THE ARROWHEAD ZOOLOGICAL SOCIETY, INC.

Indexes:

Attachments: [Exhibit 1](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

37. [16-0255R](#) RESOLUTION AUTHORIZING ONE YEAR LEASE AGREEMENT WITH FUN TIME, LLC FOR USE OF THE GEORGE HINDMAND PILOT HOUSE IN CANAL PARK.

Indexes:

Attachments: [Exhibit 1](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 38.**     [16-0266R](#)     RESOLUTION ACCEPTING REIMBURSEMENT MONEY IN THE AMOUNT OF \$42,002 FROM THE ARROWHEAD LIBRARY SYSTEM FOR THE PURCHASE OF LIBRARY MATERIALS.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

- 39.**     [16-0267R](#)     RESOLUTION AUTHORIZING DONATION OF FOUNTAIN OF THE WIND CONCEPT MODEL TO ITS CREATOR ARTIST DOUGLAS FREEMAN.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

END OF CONSENT AGENDA

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

The following entitled resolutions are also to be considered:

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

- 40.**     [16-0056R](#)     RESOLUTION AUTHORIZING THE PURCHASE OF TWO FIRE PUMPER TRUCKS FROM CUSTOM FIRE APPARATUS, INC., FOR A TOTAL AMOUNT OF \$1,070,045.

**Indexes:**

**Attachments:**   [Exhibit A](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

41. [16-0286R](#) RESOLUTION REQUESTING THAT THE ST. LOUIS COUNTY BOARD OF COMMISSIONERS HOLD AN ADDITIONAL PUBLIC HEARING IN THE CITY OF DULUTH ON ALLOWING ALL-TERRAIN VEHICLES ON PUBLIC RIGHT-OF-WAYS OF ROADS UNDER COUNTY JURISDICTION.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR ANDERSON (PERSONNEL)

BY COUNCILOR ANDERSON (PERSONNEL)

42. [16-0222R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF WORKFORCE DEVELOPMENT OPERATIONS ADMINISTRATOR, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Indexes:**

**Attachments:** [Workforce Development Operations Administrator](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

43. [16-0257R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF PARKS PERMIT COORDINATOR, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Indexes:**

**Attachments:** [Parks Permit Coordinator](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

44. [16-0268R](#) RESOLUTION APPROVING 2016-2017 EMPLOYMENT CONTRACT WITH THE APPOINTED CITY CHIEF ADMINISTRATIVE OFFICER PURSUANT TO CHAPTER IV, SECTION 19 OF THE DULUTH HOME RULE CHARTER.

**Indexes:**

**Attachments:** [Exhibit A \(16-0268R\)](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

45. [16-0270R](#) RESOLUTION APPROVING PAY AND BENEFITS PLAN FOR THE APPOINTED POSITION OF CITY ATTORNEY PURSUANT TO CHAPTER IV, SECTION 26 OF THE DULUTH HOME RULE CHARTER.

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

46. [16-0281R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF MR. JAMES LEWIS TO THE DULUTH PUBLIC UTILITIES COMMISSION.

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

47. [16-0282R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF JENNIFER JULSRUD TO THE DULUTH PUBLIC UTILITIES COMMISSION.

**Indexes:**

**Attachments:** [Julsrud Application](#)  
[Julsrud Resume Apr2016](#)

**This resolution carried unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen,  
Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

48. [16-0272R](#) RESOLUTION AUTHORIZING AGREEMENTS WITH VARIOUS PARTIES  
AND APPROVING VARIOUS AGREEMENTS PERTAINING TO THE  
DEVELOPMENT OF THE NORSHOR THEATRE PROJECT.

**Indexes:**

**Attachments:** [DOC040716-04072016145447](#)  
[DOC040716-04072016145629](#)  
[DOC040716-04072016145913](#)  
[DOC040716-04072016145937](#)  
[DOC040716-04072016150009](#)  
[DOC040716-04072016150033](#)  
[DOC040716-04072016150105](#)  
[DOC040716-04072016150130](#)  
[DOC040716-04072016150213](#)  
[DOC040716-04072016150253](#)  
[DOC040716-04072016150325](#)  
[DOC040716-04072016150346](#)  
[DOC040716-04072016150406](#)  
[DOC040716-04072016150439](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen,  
Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)



49.     [16-0248R](#)     RESOLUTION OF INTENT TO CONVEY CERTAIN REAL PROPERTY WITHIN THE CITY OF DULUTH ABUTTING RIDGEVIEW ROAD TO THE STATE OF MINNESOTA FOR AN ENTRANCE TO THE AIR NATIONAL GUARD FACILITY.

**Indexes:**

**Attachments:**   [Exhibit A-Legal Description](#)

**This Resolution was tabled.**

INTRODUCTION AND CONSIDERATION OF ORDINANCES

INTRODUCTION AND CONSIDERATION OF ORDINANCES

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

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

BY COUNCILOR HANSEN (FINANCE)

BY COUNCILOR HANSEN (FINANCE)

50.     [16-023-O](#)     AN ORDINANCE TO AMEND THE BUDGET OF THE CITY OF DULUTH FOR YEAR 2016 BY INCREASING THE BUDGET BY \$500,000 FOR FUNDING AN ENERGY PLAN.

**This Ordinance was read for the first time.**

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

51.     [16-021-O](#)     AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY ABUTTING RIDGEVIEW ROAD TO THE STATE OF MINNESOTA FOR AN ENTRANCE TO THE AIR NATIONAL GUARD FACILITY.

**Indexes:**

**Attachments:**   [Exhibit A](#)

[Exhibit B](#)

[Exhibit C](#)

**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 HANSEN (FINANCE)

BY COUNCILOR HANSEN (FINANCE)

52.     [16-018-O](#)     AN ORDINANCE TO AMEND THE BUDGET OF THE CITY OF DULUTH FOR YEAR 2016 BY INCREASING THE BUDGET \$800,000 FOR ADDITIONAL STREET WORK.

**This ordinance passes unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

53.     [16-017-O](#)     AN ORDINANCE AMENDING SECTIONS 50-19.8 USE TABLE, 50-20.5 ACCESSORY USES, 50-39 ENFORCEMENT AND PENALTIES, AND 50-41 DEFINITIONS, TO ALLOW FOR ACCESSORY HOME SHARE.

**Indexes:**

**Attachments:**   [Attachment A - 16-017-O](#)  
                          [Attachment B - 16-017-O](#)  
                          [Motion to Split 16-017](#)  
                          [Hansen Motion to amend 16-017 - Passed](#)  
                          [Filipovich Motion to amend 16-017 - Failed](#)  
                          [16-017-O as voted on 3.14.16](#)

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

**Yea:** 8 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress and Councilor Filipovich

**Nay:** 1 - Councilor Fosle

54.     [16-022-O](#)     AN ORDINANCE AMENDING SECTIONS 50-20.3 COMMERCIAL USES

AND 50-20.5 ACCESSORY USES, TO AMEND EXISTING STANDARDS FOR VACATION DWELLING UNITS AND ACCESSORY VACATION DWELLING UNITS.

**Indexes:**

**Attachments:** [Motion to Amend 16-022-O Hobbs.Filipovich - Passed](#)  
[Motion to Amend 16-022-O Sipress \(200ft\) - FAILED](#)  
[Motion to Amend 16-022-O Sipress \(parking\) - PASSED](#)  
[Motion to Amend 16-022-O Filipovich.Hansen 5.3.16 - FAILED](#)  
[Motion to Amend 16-022-O Sipress \(Permit Adjustment\) - PASSED](#)

Motion to Amend by Hobbs. Filipovich - Passes Yea:8 Nay:1 (Westerlund)  
Ordinance was read for first time.

**This Ordinance was read for the first time.**

BY COUNCILOR FOSLE (PUBLIC SAFETY)

BY COUNCILOR FOSLE (PUBLIC SAFETY)

55. [16-016-O](#) AN ORDINANCE REPEALING ARTICLE IV, CHAPTER 10A, OF THE DULUTH CITY CODE, 1959, AS AMENDED, PERTAINING TO PADDLEWHEELS.

**This ordinance passes unanimously.**

**Yea:** 9 - Hanson, Councilor Russ, President Hobbs, Councilor Westerlund, Hansen, Councilor Anderson, Councilor Sipress, Councilor Fosle and Councilor Filipovich

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

COUNCILOR PREVIEW OF UPCOMING BUSINESS