



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]*

Tuesday, November 13, 2018

7:00 PM

Council Chamber

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [18-223](#) Duluth City Council Meeting Minutes - October 22nd, 2018

Attachments: [City Council Meeting - October 22](#)

REPORTS FROM THE ADMINISTRATION

REPORTS OF BOARDS AND COMMISSIONS

2. [18-224](#) HRA Meeting Minutes

Attachments: [HRA Meeting Minutes \(July\)](#)
[HRA Meeting Minutes \(August\)](#)

3. [18-225](#) DPUC Meeting Minutes

Attachments: [DPUC - Meeting Minutes](#)

REPORTS FROM OTHER OFFICERS

REPORTS OF COUNCIL COMMITTEES**REPORTS OF COUNCIL OPEN ISSUES****OPPORTUNITY FOR CITIZENS TO BE HEARD****RESOLUTIONS TABLED****BY PRESIDENT HOBBS (COMMITTEE OF THE WHOLE)**

4. [18-0744R](#) RESOLUTION REQUESTING THAT THE ADMINISTRATION AMEND THE LAKE SUPERIOR ZOO/FAIRMONT PARK CONCEPT PLAN APPROVED BY RESOLUTION 16-0168 TO MAINTAIN THE 2016 FOOTPRINT OF THE LAKE SUPERIOR ZOO AND TO EXPLORE OPTIONS FOR CONNECTING TRAILS LOCATED AROUND THE ZOO.

Sponsors: Hobbs

Attachments: [MTA 18-0744R. Hobbs](#)

Legislative History

10/22/18 City Council tabled

CONSENT AGENDA**BY COUNCILOR FILIPOVICH (FINANCE)**

5. [18-0758R](#) RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO ACCEPT GIFTS ON BEHALF OF THE CITY IN THE AMOUNT OF \$10,000 OR LESS.
6. [18-0765R](#) RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF DULUTH AND THE CITY OF DULUTH SUPERVISORY ASSOCIATION FOR THE YEARS 2018-2020.

Attachments: [2018 - 2020 CDSA Clean 11.5.2018](#)

[2018 - 2020 CDSA Redlined 11.5.2018](#)

BY COUNCILOR FOSLE (PURCHASING & LICENSING)

7. [18-0761R](#) RESOLUTION AUTHORIZING A THREE YEAR AGREEMENT WITH ENERGY INSIGHT, INC. FOR PROFESSIONAL SERVICES RELATING TO PUBLIC WORKS AND UTILITIES COMMERCIAL AND INDUSTRIAL CONSERVATION IMPROVEMENT PROGRAM FOR A TOTAL NOT TO EXCEED \$73,500.

Attachments: [Exhibit A](#)

BY COUNCILOR ANDERSON (PERSONNEL)

8. [18-0759R](#) RESOLUTION ABOLISHING 11 OBSOLETE AND INACTIVE JOB CLASSIFICATIONS.

Attachments: [Exhibit A](#)

9. [18-0760R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF LATERAL POLICE OFFICER, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

Attachments: [Exhibit A](#)

BY COUNCILOR FORSMAN (PUBLIC WORKS & UTILITIES)

10. [18-0750R](#) RESOLUTION ACCEPTING PERMANENT EASEMENT FOR UTILITY AND ACCESS PURPOSES FROM THE STATE OF MINNESOTA OVER, UNDER, AND ACROSS TAX-FORFEITED PROPERTY LOCATED NEAR THE INTERSECTION OF BECKS ROAD AND 108TH STREET FOR \$196.

Attachments: [Exhibit 1.pdf](#)

11. [18-0751R](#) RESOLUTION ACCEPTING PERMANENT UTILITY EASEMENT FROM FIRST LUTHERAN CHURCH OF DULUTH, MINNESOTA OVER PROPERTY NEAR SUPERIOR STREET 10TH AVENUE EAST AT NO COST TO THE CITY.

Attachments: [Exhibit 1.pdf](#)

12. [18-0754R](#) RESOLUTION DEDICATING TWO EASEMENTS FOR UTILITY PURPOSES ON PROPERTY NEAR AIRPORT ROAD AND VACATED VANDENBERG DRIVE.

Attachments: [Exhibit A.pdf](#)
[Exhibit B.pdf](#)

13. [18-0756R](#) RESOLUTION DEDICATING A DRAINAGE EASEMENT ON PROPERTY ADJACENT TO THE CROSS CITY TRAIL NEAR 73RD AVENUE WEST.

Attachments: [Exhibit A.pdf](#)

14. [18-0757R](#) RESOLUTION ACCEPTING PERMANENT EASEMENT AND RIGHT OF WAY FOR ROAD OR TRAIL PURPOSES FROM THE STATE OF MINNESOTA OVER AND ACROSS A PORTION OF THE MUNGER TRAIL FOR \$13,615.20.

Attachments: [Exhibit 1.pdf](#)

15. [18-0762R](#) RESOLUTION ACCEPTING PERMANENT UTILITY EASEMENT FOR NATURAL GAS PURPOSES FROM WELLS FARGO BANK, NATIONAL ASSOCIATION, AS TRUSTEE OF THE WARREN F. MIELKE REVOCABLE TRUST OVER PROPERTY NEAR JEAN DULUTH ROAD AND PAINE FARM ROAD AT NO COST TO THE CITY.

Attachments: [Exhibit 1](#)

BY COUNCILOR VAN NETT (PUBLIC SAFETY)

16. [18-0743R](#) RESOLUTION AUTHORIZING THE EXECUTION OF A TASK FORCE AGREEMENT BETWEEN THE DULUTH POLICE DEPARTMENT AND THE UNITED STATES DRUG ENFORCEMENT ADMINISTRATION (DEA) AND FURTHER AUTHORIZING THE ACCEPTANCE OF REIMBURSEMENT MONIES FROM THE DEA FOR OVERTIME EXPENSES INCURRED IN SUPPORT OF THE TASK FORCE.

Attachments: [Exhibit A](#)

17. [18-0745R](#) RESOLUTION AUTHORIZING A CONTRACT WITH TERRAZZO & CONCRETE RESTORATION, INC. TO INSTALL A VEHICLE BARRIER ON THE LIBRARY/DEPOT UPPER LOT FOR AN AMOUNT NOT TO EXCEED \$124,490.

18. [18-0746R](#) RESOLUTION AUTHORIZING THE PURCHASE OF SIX (6) 2019 FORD INTERCEPTORS FROM FORD OF HIBBING IN THE AMOUNT OF \$180,680.52.

19. [18-0748R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION IN THE AMOUNT OF \$20,000 FOR THE PURPOSE OF MAINTAINING A LOCAL EMERGENCY MANAGEMENT PROGRAM.

Attachments: [Exhibit A](#)

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

20. [18-0719R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT C22895 WITH AMI CONSULTING ENGINEERS FOR ADDITIONAL CONSTRUCTION MANAGEMENT SERVICES FOR THE DECC SEAWALL PROJECT FOR AN INCREASE OF \$105,500.00 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$794,903.39.

Attachments: [Exhibit A for Resolution AMI Increase](#)

21. [18-0752R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A LAKE SUPERIOR COASTAL PROGRAM GRANT OF \$100,000 FOR STORMWATER IMPROVEMENTS AT PIEDMONT COMMUNITY RECREATION AREA.
22. [18-0753R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A LAKE SUPERIOR COASTAL PROGRAM GRANT OF \$50,000 FOR DEVELOPMENT OF A ST. LOUIS RIVER CORRIDOR NATURAL AND CULTURAL INTERPRETIVE PLAN.
23. [18-0755R](#) RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR A STATE PARK ROAD ACCOUNT PROGRAM GRANT OF \$1,569,500 FOR RECONSTRUCTION OF THE BRIGHTON BEACH ROAD PROVIDING ACCESS TO LAKE SUPERIOR.

END OF CONSENT AGENDA

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

24. [18-053-O](#) AN ORDINANCE DESIGNATING THE LAKE SUPERIOR AND MISSISSIPPI RAILROAD AS A DULUTH HERITAGE PRESERVATION LANDMARK.
- Attachments:** [Attachment 1](#)
[Attachment 2](#)
[Attachment 3](#)
- Legislative History**
10/22/18 City Council read for the first time
25. [18-054-O](#) AN ORDINANCE GRANTING VERIZON WIRELESS A CONCURRENT USE PERMIT FOR SIX SMALL CELL WIRELESS FACILITIES ON MINNESOTA POWER POLES IN THE PLATTED STREET RIGHT OF WAY AROUND THE UNIVERSITY OF MINNESOTA, DULUTH CAMPUS.
- Attachments:** [Attachment 1](#)
[Attachment 2](#)
- Legislative History**
10/22/18 City Council read for the first time

26. [18-055-O](#) AN ORDINANCE GRANTING VERIZON WIRELESS A CONCURRENT USE PERMIT FOR ONE SMALL CELL WIRELESS FACILITY ON A MINNESOTA POWER POLE IN THE PLATTED STREET RIGHT OF WAY NEAR 8551 GRAND AVENUE.

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

Legislative History

10/22/18 City Council read for the first time

27. [18-056-O](#) AN ORDINANCE GRANTING VERIZON WIRELESS A CONCURRENT USE PERMIT FOR THREE SMALL CELL WIRELESS FACILITIES ON MINNESOTA POWER POLES IN THE PLATTED STREET RIGHT OF WAY NEAR 6001, 6002, AND 6025 EAST SUPERIOR STREET.

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

Legislative History

10/22/18 City Council read for the first time

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS