



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, February 10, 2025

7:00 PM

Council Chamber

ROLL CALL

This was approved.

Present: 9 - Councilor Azrin Awal, Councilor Wendy Durrwachter, Councilor Arik Forsman, Councilor Janet Kennedy, Councilor Mike Mayou, Councilor Roz Randorf, Councilor Tara Swenson, Vice President Lynn Nephew and President Terese Tomanek

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [25-009](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [2025-01-27](#)

These Minutes were approved.

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

2. [25-007](#) Emergency Purchasing Justification

Indexes:

Attachments: [Emergency Purchasing Justification \(25-01210\) SIGNED](#)

This Informational Report was received.

REPORTS OF BOARDS AND COMMISSIONS

3. [25-008](#) City of Duluth: Boards and Commissions Meeting Minutes

Indexes:

Attachments: [6-11-2024 PC Minutes](#)
[7-9-2024 PC Minutes](#)
[8-12-2024 PC Special Meeting Minutes](#)
[8-20-2024 PC Minutes](#)
[8-26-2024 PC Special Meeting Minutes](#)
[9-10-2024 PC Minutes](#)
[10-8-2024 PC Minutes](#)
[11-6-2024 PC Minutes](#)
[12-10-2024 PC Minutes](#)
[November 2024 - DPUC Minutes](#)
[December 2024 - DPUC Minutes](#)
[November 2024 - HRA Minutes](#)
[November 2024 - Library Board Minutes](#)
[January 2025 DPC Minutes](#)
[December 2024 - NRC 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

BY COUNCILOR FORSMAN (FINANCE)

4. [25-0096R](#) RESOLUTION APPROVING SETTLEMENT IN THE MATTER OF LAVONNE FAYE ELLIS V. CITY OF DULUTH, IN THE AMOUNT OF \$33,000.00 PURSUANT TO THE TERMS OF THE SETTLEMENT ADDENDUM.

Indexes:

Attachments: [Exhibit 1 Settlement Addendum](#)

This Resolution was adopted unanimously.

BY COUNCILOR DURRWACHTER (PURCHASING & LICENSING)

- 5. [25-0034R](#) RESOLUTION AUTHORIZING THE PURCHASE OF EBOOKS, AUDIOBOOKS, ONLINE MAGAZINES AND VIDEO TITLES FROM OVERDRIVE, INC., FOR THE AMOUNT OF \$60,000.00

This Resolution was adopted unanimously

BY COUNCILOR AWAL (PERSONNEL)

- 6. [25-0112R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF KATHLEEN CARGILL AND JOHN HEST TO THE HERITAGE PRESERVATION COMMISSION.

Indexes:

Attachments: [K. Cargill](#)

[J. Hest](#)

This Resolution was adopted unanimously

- 7. [25-0114R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF TIM MCSHANE TO THE HOUSING AND REDEVELOPMENT AUTHORITY OF DULUTH.

This Resolution was adopted unanimously

BY VICE PRESIDENT NEPHEW (PLANNING & ECONOMIC DEVELOPMENT)

- 8. [25-0094R](#) RESOLUTION AUTHORIZING AGREEMENTS WITH APPROPRIATE AGENCIES FOR THE HUD HOME (AMERICAN RESCUE PLAN) ARP FUNDS.

This Resolution was adopted unanimously

- 9. [25-0099R](#) RESOLUTION OF INTENT TO SELL OR CONVEY CERTAIN REAL PROPERTY IN THE GARY-NEW DULUTH NEIGHBORHOOD.

Indexes:

Attachments: [Exhibit 1-Resolution of Intent to Sell](#)

[Exhibit 2-Resolution of Intent to Sell](#)

This Resolution was adopted unanimously

10. [25-0100R](#) RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO REQUEST AND ACCEPT FROM ST. LOUIS COUNTY, ON BEHALF OF THE STATE OF MINNESOTA, CERTAIN TAX FORFEIT LAND IN THE AMOUNT OF \$4,000 FOR ECONOMIC DEVELOPMENT PURPOSES.

Indexes:

Attachments: [Exhibit 1](#)

This Resolution was adopted unanimously

11. [25-0101R](#) RESOLUTION AUTHORIZING THE EXECUTION OF A PURCHASE AGREEMENT WITH JOTO, LLC FOR THE SALE OF PROPERTY IN THE GARY-NEW DULUTH NEIGHBORHOOD FOR \$4,620.

Indexes:

Attachments: [Exhibit 1-Resolution re PA](#)
[Exhibit 2-Resolution re PA](#)

This Resolution was adopted unanimously

12. [25-0104R](#) RESOLUTION AUTHORIZING A FIVE-YEAR MASTER SERVICES AGREEMENT WITH BARR ENGINEERING CO. FOR PROFESSIONAL ENVIRONMENTAL SERVICES FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$250,000.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously

BY PRESIDENT TOMANEK (COMMITTEE OF THE WHOLE)

13. [25-0091R](#) RESOLUTION CHANGING & REESTABLISHING THE BOUNDARIES OF ELECTION PRECINCT 35

Indexes:

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

This Resolution was adopted unanimously

BY COUNCILOR MAYOU (PUBLIC WORKS & UTILITIES)

14. [25-0047R](#) RESOLUTION AUTHORIZING AN ANNUAL CONTRACT FOR CLASS 5 GRAVEL FROM NORTHLAND CONSTRUCTORS OF DULUTH, A

DIVISION OF MATHY CONSTRUCTION, FOR THE ESTIMATED ANNUAL AMOUNT OF \$335,656.00.

This Resolution was adopted unanimously

15. [25-0088R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO CONTRACT L 30048 WITH BUSINESS COMMUNICATION SOLUTIONS FOR MAILING SERVICES AND POSTAGE FOR AN ADDITIONAL YEAR OF SERVICE IN THE AMOUNT OF \$210,000.00

This Resolution was adopted unanimously

16. [25-0098R](#) RESOLUTION AUTHORIZING THE PURCHASE OF COLD MIX ASPHALT FROM MONARCH PAVING COMPANY TO BE USED BY PUBLIC WORKS AND UTILITIES IN THE YEAR 2025 FOR AN ESTIMATED AMOUNT OF \$60,000.00

This Resolution was adopted unanimously

BY COUNCILOR KENNEDY (PUBLIC SAFETY)

17. [25-0093R](#) RESOLUTION AUTHORIZING AGREEMENT WITH THE UNITED STATES MARSHALS SERVICE FOR PARTICIPATION IN A SHORT-TERM JOINT OPERATION AND ACCEPTING REIMBURSEMENT MONIES FOR OVERTIME EXPENSES.

Indexes:

Attachments: [Document A - Short Term Agreement](#)

This Resolution was adopted unanimously

BY COUNCILOR SWENSON (RECREATION, LIBRARIES & AUTHORITIES)

18. [25-0079R](#) RESOLUTION AUTHORIZING A SUBRECIPIENT AGREEMENT WITH THE ST. LOUIS RIVER CITIZENS ACTION COMMITTEE IN AN AMOUNT NOT TO EXCEED \$50,000 TO SUPPORT PUBLIC ACCESS OPPORTUNITIES ALONG THE ST. LOUIS RIVER

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously

19. [25-0081R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH LEITNER-POMA OF AMERICA, INC., FOR THE INSTALLATION OF A NEW AERIAL SKI

LIFT AT THE SPIRIT MOUNTAIN RECREATION AREA FOR A TOTAL AMOUNT NOT TO EXCEED \$3,417,190.

This Resolution was adopted unanimously

- 20. [25-0095R](#) RESOLUTION AUTHORIZING THE THIRD AMENDMENT TO AGREEMENT C24400 WITH THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES FOR THE REPLACEMENT OF A BEACH DUNE-CROSSING BOARDWALK NEAR THE LAFAYETTE COMMUNITY CENTER.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY PRESIDENT TOMANEK (COMMITTEE OF THE WHOLE)

- 21. [25-0097R](#) RESOLUTION AMENDING CITY COUNCIL STANDING RULES TO CHANGE THE START TIME OF THE REGULAR MEETINGS AND UPDATE THE NOTICE LANGUAGE AND ORDER OF BUSINESS.

Indexes:

Attachments: [Document A](#)

This Resolution was adopted as amended.

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

BY VICE PRESIDENT NEPHEW (PLANNING & ECONOMIC DEVELOPMENT)

- 22. [25-001-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE GARY-NEW DULUTH NEIGHBORHOOD TO JOTO, LLC FOR \$4,620.

Indexes:

Attachments: [Exhibit 1-Ordinance](#)

This Ordinance was read for the first time.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS