



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Meeting Agenda - Final-revised

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 8, 2019

7:00 PM

Council Chamber

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [19-078](#) Meeting Minutes of the Duluth City Council

Attachments: [March 25, 2019](#)

PUBLIC HEARING

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [19-073](#) Civil Service Board Meeting Minutes

Attachments: [Civil Service Board 1-8-19](#)
[Civil Service Board 1-22-19](#)

3. [19-074](#) Library Board Meeting Minutes

Attachments: [Library Board 2-26-19](#)

4. [19-075](#) Charter Commission Meeting Minutes

Attachments: [2019-01-09 Charter Commission Minutes](#)

5. [19-076](#) Duluth Public Utilities Commission Meeting Minutes

Attachments: [Duluth Public Utilities Commission 2-19-19](#)

6. [19-077](#) Duluth Transit Authority Meeting Minutes

Attachments: [Duluth Transit Authority 1-30-19](#)

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

OPPORTUNITY FOR CITIZENS TO BE HEARD

CONSENT AGENDA

BY COUNCILOR ANDERSON (FINANCE)

7. [19-0215R](#) RESOLUTION AUTHORIZING A FIRST AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH HKM, P.A. INCREASING THE CONTRACT AMOUNT BY \$33,286 FOR A CONTRACT AMOUNT NOT TO EXCEED \$48,286.

Attachments: [Exhibit A.](#)

BY COUNCILOR FOSLE (PURCHASING & LICENSING)

8. [19-0212R](#) RESOLUTION APPROVING THE TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE AND TEMPORARY EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

Attachments: [Attachment A](#)
 [Attachment B](#)
 [Attachment C](#)
 [Attachment D](#)
 [Attachment E](#)
 [Attachment F](#)
 [Attachment G](#)

9. [19-0216R](#) RESOLUTION APPROVING ISSUANCE OF A ONE DAY CONSUMPTION AND DISPLAY LICENSE TO DULUTH SISTER CITIES

INT'L.

Attachments: [SISTER CITIES](#)

10. [19-0218R](#) RESOLUTION APPROVING ISSUANCE OF AN ON SALE WINE LICENSE AND ISSUING AN ON SALE 3.2 PERCENT MALT LIQUOR LICENSE TO CRABBY 'OL BILLS, INC. 504 CANAL PARK DRIVE.

Attachments: [Crabby 'Ol Bills](#)

11. [19-0219R](#) RESOLUTION APPROVING ISSUANCE OF AN ON SALE 3.2 PERCENT MALT LIQUOR LICENSE TO CORKTOWN, LLC (TACO ARCADA) 1902 WEST SUPERIOR STREET.

12. [19-0220R](#) RESOLUTION APPROVING THE TRANSFER OF STOCK OF THE ON SALE INTOXICATING LIQUOR LICENSE AND ON SALE SUNDAY LICENSE OF HANABI JAPANESE CUISINE CO. (HANABI INC) 110 NORTH 1ST AVENUE WEST.

Attachments: [Hanabi](#)

13. [19-0222R](#) RESOLUTION APPROVING THE APPLICATION FOR AN ON SALE BREWERY (TAPROOM), AND SUNDAY (TAPROOM) LICENSE OF CAMP CIDER, LLC (WILD STATE CIDER), 2515 WEST SUPERIOR STREET.

Attachments: [Camp Cider Taproom](#)

14. [19-0223R](#) RESOLUTION APPROVING THE PERMANENT EXPANSION OF THE DESIGNATED SERVING AREA OF CAMP CIDER, LLC. (WILD STATE CIDER), 2515 WEST SUPERIOR STREET, 55806

Attachments: [Camp Cider Expansion](#)

15. [19-0228R](#) RESOLUTION APPROVING THE APPLICATION FOR AN ON SALE BREWERY (TAPROOM), AND SUNDAY (TAPROOM) LICENSE OF DULUTH CIDER, LLC (DULUTH CIDER), 2307 WEST SUPERIOR STREET.

Attachments: [Duluth Cider](#)

16. [19-0229R](#) RESOLUTION APPROVING THE PERMANENT EXPANSION OF THE DESIGNATED SERVING AREA OF DULUTH CIDER, LLC. (DULUTH CIDER), 2307 WEST SUPERIOR STREET, 55806

Attachments: [Duluth Cider Expansion](#)

BY COUNCILOR FORSMAN (PERSONNEL)

17. [19-0205R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF MALCOM DAVY TO THE DULUTH LEGACY ENDOWMENT FUND ADVISORY BOARD FILLING A CURRENT VACANCY.

18. [19-0207R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF STEPHEN

WELSH TO THE LIBRARY BOARD

19. [19-0208R](#) RESOLUTION CONFIRMING THE REAPPOINTMENT OF TODD FEDORA TO THE DULUTH AIRPORT AUTHORITY.
20. [19-0209R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF DAVID DEMMER TO THE PARKS AND RECREATION COMMISSION AT-LARGE VACANCY AND THE APPOINTMENT OF JENNIFER PETERSON TO THE RECREATION SPECIALIST VACANCY.
21. [19-0214R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF DONALD P. MONACO TO THE DULUTH INTERNATIONAL AIRPORT JOINT ZONING BOARD FILLING A CURRENT VACANCY.

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

22. [19-0210R](#) RESOLUTION APPROVING DEDA RESOLUTION 19D-10 AUTHORIZING A GRANT/DEVELOPMENT AGREEMENT WITH MOLINE MACHINERY LLC FOR THE DEVELOPMENT OF A NEW MANUFACTURING FACILITY IN WEST DULUTH IN THE AMOUNT OF \$125,000.

Attachments: [Resolution 19D-10](#)
[Agreement with Moline Machinery, LLC](#)

23. [19-0224R](#) RESOLUTION APPROVING DEDA RESOLUTION 19D-11 AUTHORIZING AN AGREEMENT WITH THE JAMAR COMPANY FOR REPAIR OF THE MRO BUILDING ROOF IN THE AMOUNT OF \$109,457.04.

Attachments: [19D-11](#)
[Work Order Document](#)
[Roof Report](#)
[Map](#)

24. [19-0226R](#) RESOLUTION VACATING A 250 FOOT SECTION OF THE PLATTED RIGHT OF WAY OF JEFFERSON AVENUE BETWEEN FOURTH STREET AND ELINOR STREET, AND A 300 FOOT SECTION OF THE PLATTED ALLEY RUNNING BETWEEN MADISON AVENUE AND JEFFERSON AVENUE.

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

25. [19-0230R](#) RESOLUTION IN SUPPORT OF LEGISLATION BY THE MINNESOTA HOUSE OF REPRESENTATIVES AND THE MINNESOTA SENATE AMENDING STATUTES GOVERNING AIRPORTS AND AIRPORT ZONING.

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

BY COUNCILOR FILIPOVICH (PUBLIC WORKS & UTILITIES)

26. [19-0213R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH ALLIANT ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES TO PERFORM A TRAFFIC STUDY FOR THE 1ST STREET TWO WAY CONVERSION PROJECT IN THE AMOUNT OF \$84,344.
- Attachments:** [Exhibit A](#)
[Map](#)
27. [19-0225R](#) RESOLUTION ORDERING THE IMPROVEMENT OF THE 2019 STREET PRESERVATION PROJECT.
- Attachments:** [Decker Rd Project Map](#)
[Preliminary Assessment Roll](#)
[March 14 Public Hearing Minutes](#)
[March 26 Public Hearing Minutes](#)
28. [19-0227R](#) RESOLUTION AWARDED A CONTRACT TO PARSONS ELECTRIC, LLC FOR THE LIFT STATIONS 9 & 26 IMPROVEMENTS PROJECT IN THE AMOUNT OF \$329,662.
- Attachments:** [19-0227R Map](#)
29. [19-0231R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A REGULATOR STATION HEATER FROM OGI PROCESS EQUIPMENT FOR AN AMOUNT NOT TO EXCEED \$200,000.00

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY COUNCILOR ANDERSON (FINANCE)

30. [19-0245R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH INDEPENDENT TELEVISION FESTIVAL, INC. IN THE AMOUNT OF \$50,000 FOR THE 2019 ITVFEST.
- Attachments:** [Exhibit A](#)
[ITVFest Info Packet](#)

BY PRESIDENT HOBBS (COMMITTEE OF THE WHOLE)

31. [19-0221R](#) RESOLUTION AMENDING RESOLUTION 18-0788, ADOPTING LICENSE, PERMIT, FINE, PENALTY AND OTHER CHARGES FOR 2019, BY ADDING ANNUAL LICENSE FEES FOR SHARED ACTIVE MOBILITY SYSTEMS.
- Sponsors:** Hobbs

BY COUNCILOR FILIPOVICH (PUBLIC WORKS & UTILITIES)

32. [19-0181R](#) RESOLUTION ADOPTING THE DULUTH-SUPERIOR METROPOLITAN INTERSTATE COUNCIL (DSMIC) BIKEWAYS PLAN.

Attachments: [19-0181R Bikeways Plan](#)

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

33. [19-014-O](#) AN ORDINANCE AUTHORIZING THE CONVEYANCE OF CERTAIN REAL PROPERTY IN THE DULUTH HEIGHTS NEIGHBORHOOD TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY.

Attachments: [Exhibit A](#)

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

34. [19-011-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO RECLASSIFY PROPERTY AT THE NORTHEAST CORNER OF TRINITY ROAD AND ANDERSON ROAD FROM MIXED USE-NEIGHBORHOOD (MU-N) TO MIXED USE-BUSINESS PARK (MU-B).

Attachments: [Attachment 1 Map](#)
[Attachment 2 PL 19-012 Staff Report](#)
[Attachment 3 Late Correspondence](#)

BY PRESIDENT HOBBS (COMMITTEE OF THE WHOLE)

35. [19-012-O](#) ORDINANCE AMENDING CHAPTER 9 OF THE DULUTH CITY CODE BY DELETING IT IN ITS ENTIRETY AND SUBSTITUTING A NEW BICYCLES, ELECTRIC-ASSISTED BICYCLES AND MOTORIZED FOOT SCOOTERS CHAPTER.

Sponsors: Hobbs

Attachments: [Motion to Amend: Hobbs \(Passed 7-1-1\)](#)

36. [19-013-O](#) ORDINANCE ADDING CHAPTER 9A TO THE DULUTH CITY CODE REGULATING THE OPERATION OF SHARED ACTIVE MOBILITY SYSTEMS.

Sponsors: Hobbs

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS