



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 will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face the city. These tools include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility. [Approved by the council on August 25, 2003]*

Monday, April 10, 2017

7:00 PM

Council Chamber

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [17-053](#) November and December 2016 City Council Meeting Minutes

Attachments: [November 7, 2016 - Council Meeting](#)
[November 21, 2016 - Council Meeting](#)
[December 5, 2016 - Council Meeting](#)
[December 12, 2016 - Council Meeting](#)

2. [17-054](#) January 2017 City Council Meeting Minutes

Attachments: [January 9, 2017 - Council Meeting](#)
[January 23, 2017 - Council Meeting](#)

PUBLIC HEARING - 17-0254R SIDEWALK REPAIRS

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

3. [17-055](#) Duluth Transit Authority Meeting Minutes

 Attachments: [1-25-2017 Duluth Transit Authority Meeting Minutes](#)
4. [17-056](#) Duluth Public Utilities Commission Meeting Minutes

 Attachments: [2-21-2017 Duluth Public Utilities Commission Meeting Minutes](#)
5. [17-057](#) Library Board Meeting Minutes

 Attachments: [2-28-2017 Library Board Meeting Minutes](#)
6. [17-058](#) Duluth Economic Development Authority Meeting Minutes

 Attachments: [3-1-2017 Duluth Economic Development Authority Meeting Minutes](#)
7. [17-059](#) Resolution No. 17PUC-002 - RESOLUTION AMENDING RESOLUTION
 16PUC-009 ESTABLISHING FEES FOR VARIOUS UTILITY -
 RELATED SERVICES.

 Attachments: [17PUC-002 Resolution Amending 16PUC-009](#)
 [17PUC-002 Exhibit A](#)

REPORTS OF COUNCIL COMMITTEES**REPORTS OF COUNCIL OPEN ISSUES****OPPORTUNITY FOR CITIZENS TO BE HEARD****CONSENT AGENDA****BY COUNCILOR HANSEN (FINANCE)**

8. [17-0254R](#) RESOLUTION CONFIRMING ASSESSMENT ROLL FOR SIDEWALK
 REPAIRS AT THREE CITY LOCATIONS IN 2016.

 Attachments: [Exhibit A](#)

BY COUNCILOR HANSON (PURCHASING & LICENSING)

9. [17-0201R](#) RESOLUTION APPROVING THE ISSUANCE OF ON SALE 3.2
 PERCENT MALT LIQUOR LICENSE RENEWALS FOR THE PERIOD
 BEGINNING MAY,1 2017, AND ENDING APRIL 30, 2018

 Attachments: [On Sale Beer Renewals Attachment A](#)

10. [17-0202R](#) RESOLUTION APPROVING THE ISSUANCE OF OFF SALE 3.2 PERCENT MALT LIQUOR LICENSE RENEWALS FOR THE PERIOD BEGINNING MAY,1 2017, AND ENDING APRIL 30, 2018
- Attachments: [Off Sale Beer Renewals Attachment A](#)
11. [17-0262R](#) RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THE ON SALE INTOXICATING LIQUOR LICENSES AND ON SALE BEER AND WINE LICENSE TO VARIOUS LICENSEES.
- Attachments: [7WEST TAPHOUSE-03282017100447](#)
[GRANDMA'S SALOON AND GRILL](#)
[ANGIES-03302017093838](#)
12. [17-0263R](#) RESOLUTION APPROVING THE PERMANENT EXPANSION OF THE LICENSE PREMISES OF THE ON SALE WINE AND BEER LICENSE OF OMC, LLC (OMC SMOKEHOUSE), 1909 WEST SUPERIOR STREET
- Attachments: [OMC SMOKEHOUSE-03232017104321](#)
13. [17-0264R](#) RESOLUTION ISSUING A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO GRANDMA'S MARATHON – DULUTH, INC, CANAL PARK DRIVE AND BUCHANAN STREET.
- Attachments: [GRANDMAS MARATHON-03232017104811](#)
14. [17-0266R](#) RESOLUTION APPROVING THE TRANSFER OF STOCK OF THE ON SALE INTOXICATING LIQUOR LICENSE AND ON SALE SUNDAY LICENSE OF BAYFRONT BBQ, INC (FAMOUS DAVES), 355 LAKE AVENUE SOUTH.
- Attachments: [FAMOUS DAVES-03282017095319](#)
15. [17-0267R](#) RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE DESIGNATED SERVING AREA OF THE ON SALE BREW LICENSE OF BENT PADDLE BREWING COMPANY, 1912 WEST MICHIGAN STREET.
- Attachments: [FESTIVERSARY-03282017095814](#)
16. [17-0269R](#) RESOLUTION APPROVING ISSUANCE OF AN ON SALE LIQUOR LICENSE, TO PAUL'S WINE AND CIDER, LLC (THE SLIP) , 325 SOUTH LAKE AVE, STE #109, DULUTH, MN 55802
- Attachments: [THE SLIP-03302017094653](#)

17. [17-0277R](#) RESOLUTION APPROVING THE ISSUANCE OF THE DULUTH WOMEN'S CLUB AND PARK POINT MARINA INN AND SUITES, LLC. CONSUMPTION AND DISPLAY LICENSE RENEWALS FOR THE PERIOD BEGINNING APRIL 1, 2017, AND ENDING MARCH 31, 2018

Attachments: [CONSUMPTION AND DISPLAY ATTACHMENT A](#)

BY COUNCILOR ANDERSON (PERSONNEL)

18. [17-0255R](#) RESOLUTION CONFIRMING THE APPOINTMENTS OF JUDY GIBBS AND SUSAN STANICH TO THE URBAN FOREST COMMISSION
19. [17-0256R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF DUDLEY EDMONDSON TO THE PARKS AND RECREATION COMMISSION AT-LARGE VACANCY.
20. [17-0258R](#) RESOLUTION CONFIRMING THE APPOINTMENTS OF BRITT RORBAUGH TO THE PARKS AND RECREATION COMMISSION DISTRICT 3 VACANCY AND KRISTIN BERGERSON TO THE PARKS AND RECREATION COMMISSION RECREATION SPECIALIST VACANCY.
21. [17-0271R](#) RESOLUTION CONFIRMING THE APPOINTMENTS OF MIKE CASEY, ED GLEESSEN, AND HENRY BANKS, TO THE DULUTH TRANSIT AUTHORITY.
22. [17-0279R](#) RESOLUTION CONFIRMING THE APPOINTMENT OF NOLAND MAKOWSKY TO THE DULUTH PARKING COMMISSION.

Attachments: [Parking Commission Attachment A](#)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

23. [17-0261R](#) RESOLUTION GRANTING AN INTERIM USE PERMIT FOR AN ACCESSORY VACATION DWELLING UNIT AT 9506 CONGDON BOULEVARD (ALLAN WINTERS).

Attachments: [PL17-021 Staff Report with Attachments](#)

24. [17-0274R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT GRANT FUNDS FROM THE MINNESOTA HISTORICAL SOCIETY FOR ATTENDANCE AT THE 2017 MAIN STREET CONFERENCE.

Attachments: [Attachment 1](#)

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

25. [17-0260R](#) RESOLUTION AWARDDING CONTRACTS TO ULLAND BROTHERS, INC. AND NORTHLAND CONSTRUCTORS OF DULUTH, LLC FOR BITUMINOUS (HOT MIX BLACKTOP) FOR STREET MAINTENANCE ACTIVITIES IN 2017.
26. [17-0272R](#) RESOLUTION AWARDDING A CONTRACT TO MP TECHNOLOGIES, LLC, FOR CONSTRUCTION OF THE 2017 LARGE DIAMETER GAS MAIN INSTALLATION PROJECTS, IN THE AMOUNT OF \$956,270.52.
- Attachments:** [17-0272R Map 1 - 48th Avenue East](#)
[17-0272R Map 2 - East Fourth Street](#)
[17-0272R Map 3 - London Road](#)
27. [17-0275R](#) RESOLUTION AUTHORIZING AGREEMENT WITH MP FOR JOINT CONSTRUCTION OF UTILITIES IN MICHIGAN STREET.
- Attachments:** [Agreement \(17-0275R\)](#)
[Bid Tabulation Exhibit B \(17-0275R\)](#)

BY COUNCILOR FOSLE (PUBLIC SAFETY)

28. [17-0252R](#) RESOLUTION AUTHORIZING AGREEMENT WITH ARROWHEAD REGIONAL CORRECTIONS (ARC) FOR USE OF DESK SPACE AND TELEPHONE SERVICE AT THE WEST POLICE STATION AT A COST OF \$2,000 FOR A TERM ENDING AUGUST 31, 2018 WITH AN OPTION TO RENEW FOR ADDITIONAL TERMS.
- Attachments:** [document A 17-0252R](#)
29. [17-0270R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A FIRE PUMPER TRUCK FROM CUSTOM FIRE APPARATUS, INC., FOR A TOTAL AMOUNT OF \$548,000.

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

30. [17-0232R](#) RESOLUTION GRANTING APPROVAL AND IMPLEMENTATION OF THE GATE, WAYFINDING AND SIGNAGE FINAL DESIGN PLAN.
- Attachments:** [Exhibit A Final Plan](#)

END OF CONSENT AGENDA

BY COUNCILOR HANSON (PURCHASING & LICENSING)

31. [17-0287R](#) RESOLUTION AMENDING RESOLUTION 16-0846, ADOPTING LICENSE, PERMIT, FINE, PENALTY, AND OTHER CHARGES FOR 2017, TO ADD AN ANNUAL LICENSE FEE FOR TRANSPORTATION NETWORK COMPANIES IN THE AMOUNT OF \$3,500.
- Sponsors:** Hobbs

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

32. [17-0169R](#) RESOLUTION GRANTING AN INTERIM USE PERMIT FOR A VACATION DWELLING UNIT AT 1035 BERWICK COURT (DON J. AND PATRICIA WASHINGTON).

Attachments: [Attachment 1](#)
 [MTA 17-0169 Sipress](#)

BY COUNCILOR FILIPOVICH (INTERGOVERNMENTAL RELATIONS)

33. [17-0288R](#) RESOLUTION REQUESTING THAT THE CITY'S COMMUNITY PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENTS CONSIDER HIGH DENSITY ZONING AS A TOOL TO PRESERVE GREEN SPACE AND TO PROTECT THE CITY'S VIEW SHED WHEN UPDATING THE CITY'S COMPREHENSIVE PLAN.

Sponsors: Filipovich
Attachments: [MTA 17-0288R Sipress.Hobbs](#)

BY COUNCILOR WESTERLUND (RECREATION, LIBRARIES & AUTHORITIES)

34. [17-0259R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A KEEP AMERICA BEAUTIFUL RECYCLING BIN PROGRAM GRANT FROM DR. PEPPER SNAPPLE GROUP.

Attachments: [Exhibit B Grant Agreement](#)
 [Exhibit A bin locations](#)

INTRODUCTION AND CONSIDERATION OF ORDINANCES

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

35. [17-016-O](#) AN ORDINANCE GRANTING A CONCURRENT USE PERMIT FOR A THREE SEASON PORCH AND STAIRS IN THE PLATTED STREET RIGHT OF WAY OF 21ST STREET SOUTH.

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

BY COUNCILOR HOBBS (PUBLIC WORKS & UTILITIES)

36. [17-014-O](#) AN ORDINANCE DEDICATING AN EASEMENT FOR ROADWAY PURPOSES FOR WEST SKYLINE PARKWAY.

Attachments: [17-014O Exhibit A](#)
[17-014O Exhibit B](#)

37. [17-015-O](#) AN ORDINANCE DEDICATING A PERMANENT EASEMENT FOR ROADWAY PURPOSES ON PROPERTY ADJACENT TO CONGDON BOULEVARD.

Attachments: [Exhibit A](#)

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS