



# 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]*

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Monday, September 13, 2021

7:00 PM

Council Chamber

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*NOTICE: The Duluth City Council will be holding the September 9, 2021 Agenda Session and September 13, 2021 Council Meeting by other electronic means pursuant to Minnesota Statutes Section 13D.021 in response to the COVID-19 pandemic. Some members of the City Council will be participating through video conference. Due to the COVID-19 pandemic, public comment will not be taken in person. However, members of the public can monitor the meeting and provide public comment on agenda items through WebEx Events. Visit <https://duluthmn.gov/live-meeting> to access the meeting. The public is also encouraged to submit written comment to [council@duluthmn.gov](mailto:council@duluthmn.gov) prior to the meeting. Please include "Council Agenda" in the subject line, and include your name and address and the agenda item you are speaking to. Please note that all public comment is considered Public Data. The public is also encouraged to watch both meetings online at <https://duluthmn.gov/city-council/> (Select "Council Meeting Media") or by tuning into Public Access Television, Channel 180.*

### ROLL CALL

### PLEDGE OF ALLEGIANCE

### PUBLIC HEARING

1. [21-085](#) Housing and Redevelopment Authority of Duluth Minnesota's ("HRA's") proposed Tax Increment Financing District Greysolon Plaza

**Attachments:** [NOPH City Council Greysolon](#)

### APPROVAL OF MINUTES

2. [21-083](#) Meeting Minutes of the Duluth City Council

Attachments: [2021-08-23, Minutes](#)

## REPORTS FROM THE ADMINISTRATION

## REPORTS FROM OTHER OFFICERS

## REPORTS OF BOARDS AND COMMISSIONS

3. [21-079](#) Duluth Seaway Port Authority Meeting Minutes

Attachments: [April 2021 - Port Authority Meeting Minutes](#)  
[May 2021 - Seaway Port Authority Meeting Minutes](#)  
[June 2021 - Seaway Port Authority Meeting Minutes](#)

4. [21-080](#) Duluth Public Utilities Commission Meeting Minutes

Attachments: [June 2021 - DPUC Meeting Minutes](#)

5. [21-081](#) Duluth Citizen Review Board Meeting Minutes

Attachments: [June 2021- CRB Minutes](#)

6. [21-082](#) Library Board Meeting Minutes

Attachments: [June 2021 - Library Board Minutes](#)

7. [21-084](#) Alcohol, Gambling & Tobacco Commission Meeting Minutes

Attachments: [August 2021 - AGT Minutes](#)

## REPORTS OF COUNCIL COMMITTEES

## REPORTS OF COUNCIL OPEN ISSUES

## OPPORTUNITY FOR CITIZENS TO BE HEARD

## RESOLUTIONS TABLED

### BY COUNCILOR MEDVED (FINANCE)

8. [21-0616R \(B\)](#) RESOLUTION AUTHORIZING CITY OFFICIALS TO NEGOTIATE A CONTRACT FOR TOURISM AND PROMOTION FOR 2022, WITH OPTIONS FOR 2023 & 2024

9. [21-0627R](#) RESOLUTION AUTHORIZING A SERVICES AGREEMENT WITH THE GREATER DOWNTOWN COUNCIL TO PROVIDE A SOCIAL SERVICE OUTREACH PROFESSIONAL AT A COST NOT TO EXCEED \$100,000 PER YEAR FOR A TERM OF THREE YEARS.

Attachments: [Document A](#)

## CONSENT AGENDA

### BY COUNCILOR MEDVED (FINANCE)

10. [21-0683R](#) RESOLUTION OF THE CITY OF DULUTH, MINNESOTA, AMENDING RESOLUTION 21-0175R ADOPTED MARCH 22, 2021, AND RESOLUTION 20-08664 ADOPTED DECEMBER 14, 2020, MODIFYING THE ISSUE SIZE AND CAPITAL EQUIPMENT LIST ASSOCIATED WITH THE PROPOSED CAPITAL EQUIPMENT NOTES.

Attachments: [Exhibit A](#)

11. [21-0716R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL PARKS FUND LEVY FOR THE YEAR 2022.

12. [21-0717R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, HOUSING AND REDEVELOPMENT AUTHORITY, FOR THE YEAR 2022.

Attachments: [Exhibit A](#)

13. [21-0718R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, DULUTH TRANSIT AUTHORITY, FOR THE YEAR 2022.

Attachments: [Exhibit A](#)

### BY COUNCILOR RANDORF (PURCHASING & LICENSING)

14. [21-0699R](#) RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

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

### BY COUNCILOR KENNEDY (PERSONNEL)

15. [21-0686R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF FIREFIGHTER.

Attachments: [Exhibit A](#)

16. [21-0710R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF LATERAL FIREFIGHTER, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Attachments:** [Exhibit A](#)

17. [21-0713R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF COMMUNICATIONS INFRASTRUCTURE TECHNICIAN, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Attachments:** [Exhibit A](#)

18. [21-0714R](#) RESOLUTION APPROVING PROPOSED SPECIFICATIONS FOR THE NEW CIVIL SERVICE CLASSIFICATION OF COMMUNICATIONS INFRASTRUCTURE SPECIALIST, AND SPECIFYING CONTRACT BENEFITS FOR SAME.

**Attachments:** [Exhibit A](#)

19. [21-0715R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF HEAVY EQUIPMENT OPERATOR.

**Attachments:** [Exhibit A](#)

**BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)**

20. [21-0624R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF CERTAIN FREE CONVEYED TAX FORFEIT PARCELS FROM ST. LOUIS COUNTY PURSUANT TO MINN. STAT. § 282.01, SUBD. 1(a)(e).

**Attachments:** [Exhibit 1](#)

21. [21-0690R](#) RESOLUTION APPROVING A TAX INCREMENT FINANCING PLAN FOR THE GREYSOLON PLAZA APARTMENTS TAX INCREMENT FINANCING DISTRICT AS PROPOSED BY THE HOUSING AND REDEVELOPMENT AUTHORITY OF DULUTH, MINNESOTA.

**Attachments:** [Exhibit A\\_TIF Plan](#)

22. [21-0703R](#) RESOLUTION AUTHORIZING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF DULUTH AND UNIQUE OPPORTUNITIES DULUTH, LLC, FOR THE DEVELOPMENT OF PROPERTY SOUTH OF ARROWHEAD ROAD AND EAST OF STANFORD AVENUE.

**Attachments:** [Exhibit A](#)

[Exhibit B](#)

23. [21-0705R](#) RESOLUTION VACATING A UTILITY EASEMENT ADJACENT TO STEBNER ROAD.
- Attachments: [Attachment 1](#)  
[Attachment 2](#)
24. [21-0706R](#) RESOLUTION VACATING A PORTION OF STEBNER ROAD (ALSO KNOWN AS RALSTON DRIVE) AND RETAINING A UTILITY EASEMENT FOR AN EXISTING NATURAL GAS LINE.
- Attachments: [Attachment 1](#)  
[Attachment 2](#)

**BY COUNCILOR SIPRESS (PUBLIC WORKS & UTILITIES)**

25. [21-0662R](#) RESOLUTION APPROVING A COUNTY PROJECT WITHIN MUNICIPAL CORPORATE LIMITS FOR IMPROVEMENTS TO COUNTY STATE AID HIGHWAY 9 (WOODLAND AVENUE) AND COUNTY STATE AID HIGHWAY 37 (SNIVELY ROAD).
- Attachments: [21-0662R Map](#)
26. [21-0696R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30298 WITH HGA, INC., FOR PROFESSIONAL ENGINEERING SERVICES TO CONVERT THE DULUTH ENERGY SYSTEMS BALANCE OF PLANT FROM A STEAM TO HOT WATER DISTRICT ENERGY SYSTEM FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$13,678.66 AND A NEW TOTAL CONTRACT NOT TO EXCEED \$259,293.66.
- Attachments: [Exhibit A](#)
27. [21-0697R](#) RESOLUTION AUTHORIZING THE PURCHASE OF WATER METERS IN THE AMOUNT OF \$3,625,495.00
28. [21-0711R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH ST. LOUIS COUNTY FOR CONSTRUCTION OF A ROUNDABOUT AT THE INTERSECTION OF CSAH 37 (SNIVELY ROAD) AND GLENWOOD STREET, AND MILL AND OVERLAY OF CSAH 9 (WOODLAND AVENUE), ARROWHEAD ROAD AND SNIVELY ROAD IN AN AMOUNT NOT TO EXCEED \$2,373,806.
- Attachments: [21-0433R Exhibit A](#)  
[21-0433R Map](#)

**BY COUNCILOR ANDERSON (PUBLIC SAFETY)**

29. [21-0680R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A 2022 PIERCE ENFORCER 107FT AERIAL TOWER FIRE TRUCK FROM MACQUEEN EMERGENCY GROUP IN AN AMOUNT NOT TO EXCEED \$1,287,450.00
30. [21-0701R](#) RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF DULUTH AND THOMSON REUTERS FOR TWO ONLINE SUBSCRIPTIONS TO CLEAR FOR GOVERNMENT FRAUD SOFTWARE FOR AN INITIAL TERM OF THREE YEARS AT AN ANNUAL COST OF \$3,312.00 WITH ANNUAL INCREASES IN YEARS TWO AND THREE OF FIVE PERCENT.

Attachments: [Document A](#)

**BY VICE PRESIDENT FORSMAN (RECREATION, LIBRARIES & AUTHORITIES)**

31. [21-0689R](#) RESOLUTION AMENDING RESOLUTION 21-0589R AUTHORIZING AN APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES (DNR) FOR THE OUTDOOR RECREATION LEGACY PARTNERSHIP (ORLP) PROGRAM FOR \$2,000,000 TO IMPLEMENT THE WAABIZHESHKANA: THE MARTEN TRAIL MINI-MASTER PLAN AND INTERPRETIVE PLAN
32. [21-0702R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO AGREEMENT L30540 WITH JAMAR COMPANY FOR ADDED SCOPE TO THE CITY CENTER WEST EMERGENCY OPERATIONS CENTER RADIANT HEAT INSTALLATION PROJECT FOR AN INCREASE OF \$79,035 AND A NEW TOTAL AMOUNT NOT TO EXCEED \$198,904.

Attachments: [Exhibit A](#)

33. [21-0712R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A MINNESOTA DEPARTMENT OF NATURAL RESOURCES SHADE TREE PROGRAM BONDING GRANT TO PROVIDE FUNDS TO REMOVE AND REPLACE DISEASED BOULEVARD ASH TREES, NOT TO EXCEED \$99,081.

Attachments: [Exhibit A](#)

**END OF CONSENT AGENDA**

*The following entitled resolutions are also to be considered:*

**BY COUNCILOR MEDVED (FINANCE)**

34. [21-0720R](#) RESOLUTION PROPOSING THE SUM TO BE RAISED BY TAXATION FOR GENERAL PURPOSES FOR THE YEAR 2022. (REPLACEMENT)

Attachments: [Exhibit A - 2022 Levy Property Tax](#)

35. [21-0723R](#) RESOLUTION APPROVING A THREE-YEAR (2022- 2024) PROFESSIONAL SERVICES AGREEMENT WITH BELLMONT PARTNERS TO ADVERTISE AND PROMOTE THE CITY AS A VISITOR, TOURIST, AND CONVENTION DESTINATION.

Attachments: [Professional Services Agreement](#)

**BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)**

36. [21-0698R](#) RESOLUTION AUTHORIZING THE BUILDING OFFICIAL TO ABATE NUISANCES BY REMOVAL OF STRUCTURALLY UNSOUND BUILDINGS AT 118 - 120 EAST 1ST STREET IN THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$112,335.88.

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

**BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)**

37. [21-035-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO RECLASSIFY PROPERTY ON THE SOUTH SIDE OF LONDON ROAD BETWEEN 14TH AVENUE EAST AND 16TH AVENUE EAST FROM FORM DISTRICT 2 (F-2) TO MIXED USE-INSTITUTIONAL (MU-I).

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

38. [21-036-O](#) AN ORDINANCE GRANTING ESSENTIA HEALTH EAST A CONCURRENT USE PERMIT FOR A PRIVATE STRUCTURE (PEDESTRIAN SKYWALK) OVER THE PLATTED RIGHT OF WAY OF FOURTH AVENUE EAST.

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

39. [21-037-O](#) AN ORDINANCE GRANTING ESSENTIA HEALTH EAST A CONCURRENT USE PERMIT FOR A PRIVATE STRUCTURE (PORTION OF AN 800 STALL PARKING GARAGE) OVER THE PLATTED STREET RIGHT OF WAY OF EAST SECOND STREET ALLEY.

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

40. [21-038-O](#) AN ORDINANCE AMENDING SECTION 50-39, ENFORCEMENT AND PENALTIES.

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

41. [21-039-O](#) AN ORDINANCE AMENDING SECTION 50-15.4 AND 50-24.6 RELATED TO MIXED-USE INSTITUTIONAL (MU-I) DEVELOPMENTS.

**Attachments:** [Attachment 1](#)  
[Attachment 2](#)  
[Attachment 3](#)

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

**BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)**

42. [21-025-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO RECLASSIFY PROPERTY LOCATED AT THE EASTR END OF VASSAR STREET AND AN ADJACENT PARCEL FROM RURAL RESIDENTIAL 1 (RR-1) TO RESIDENTIAL-TRADITIONAL (R-1).

**Attachments:** [Attachment 1](#)  
[Attachment 2](#)  
[Motion to Amend: \(7/19/2021\) Passed 7 - 2 \(Nays: Councilors Kennedy and Me](#)  
[Motion to Amend: \(8/23/2021\) Passed Unanimously.](#)

43. [21-031-O](#) AN ORDINANCE AMENDING THE CONCEPT PLAN FOR THE RAMSEY VILLAGE NEIGHBORHOOD AFFECTING SEVEN LOTS NORTH OF RAMSEY STREET AND EAST OF NORTH 51ST AVENUE WEST TO ALLOW BUILDING TYPE IV, TOWNHOMES, AND BUILDING TYPE VIII, MIXED USE COMMERCIAL AND RESIDENTIAL.

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

44. [21-032-O](#) AN ORDINANCE GRANTING SAC WIRELESS A CONCURRENT USE PERMIT FOR A SMALL CELL WIRELESS FACILITY ON MINNESOTA POWER POLES IN THE PLATTED STREET RIGHT OF WAY NEAR 1801 EAST SECOND STREET.

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

45. [21-033-O](#) AN ORDINANCE GRANTING SAC WIRELESS A CONCURRENT USE PERMIT FOR A SMALL CELL WIRELESS FACILITY ON MINNESOTA POWER POLES IN THE PLATTED STREET RIGHT OF WAY NEAR 651 EAST FIFTH STREET.

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

**BY VICE PRESIDENT FORSMAN (RECREATION, LIBRARIES & AUTHORITIES)**

46. [21-034-O](#) ORDINANCE AMENDING DULUTH CITY CODE SECTIONS 35-12 THROUGH 35-25 REGARDING PUBLIC GOLF COURSES.

**COUNCILOR QUESTIONS AND COMMENTS**

**COUNCILOR PREVIEW OF UPCOMING BUSINESS**