



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, August 29, 2016

7:00 PM

Council Chamber

ROLL CALL

ROLL CALL

Present: 6 - Councilor Gary Anderson, Councilor Jay Fosle, President Noah Hobbs, Councilor Barb Russ, Councilor Em Westerlund and Councilor Zack Filipovich
Absent: 1 - Councilor Joel Sipress

PLEDGE OF ALLEGIANCE

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REPORTS FROM THE ADMINISTRATION

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

REPORTS OF BOARDS AND COMMISSIONS

1. [16-102](#) DPUC Meeting Minutes

Indexes:

Attachments: [6-21-16 DPUC Meeting Minutes](#)

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL COMMITTEES

REPORTS OF COUNCIL OPEN ISSUES

REPORTS OF COUNCIL OPEN ISSUES

Distinguished Artist Award: BOLD - choice Theatre

OPPORTUNITY FOR CITIZENS TO BE HEARD

OPPORTUNITY FOR CITIZENS TO BE HEARD

MOTIONS AND RESOLUTIONS

MOTIONS AND RESOLUTIONS

CONSENT AGENDA

CONSENT AGENDA

BY COUNCILOR HANSEN (FINANCE)

BY COUNCILOR HANSEN (FINANCE)

2. [16-0570R](#) RESOLUTION CONFIRMING ASSESSMENT ROLL LEVIED TO DEFRAY
THE ASSESSABLE PORTION OF DEMOLITIONS AT EIGHT CITY
LOCATIONS.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

BY COUNCILOR HOBBS (PURCHASING & LICENSING)

3. [16-0626R](#) RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC., FOR GIS LICENSING FOR A THREE-YEAR TOTAL OF \$150,000.

Indexes:

Attachments: [Exhibit A - Part 1](#)

[Exhibit A - Part 2](#)

[Exhibit A - Part 3](#)

[Exhibit A - Part 4](#)

This Resolution was adopted unanimously.

BY COUNCILOR ANDERSON (PERSONNEL)

BY COUNCILOR ANDERSON (PERSONNEL)

4. [16-0640R](#) RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE EXISTING CIVIL SERVICE CLASSIFICATION OF PARALEGAL.

Indexes:

Attachments: [Paralegal](#)

[Paralegal \(strikeout\)](#)

This Resolution was adopted unanimously.

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

5. [16-0633R](#) RESOLUTION GRANTING AN INTERIM USE PERMIT FOR AN ACCESSORY VACATION DWELLING UNIT AT 130 CHARLOTTE PLACE (DANIEL FRANK).

Indexes:

Attachments: [Attachment 1](#)

This Resolution was adopted unanimously.

6. [16-0634R](#) RESOLUTION AUTHORIZING THE BUILDING OFFICIAL TO ABATE NUISANCES BY REMOVAL OF A STRUCTURALLY UNSOUND

BUILDING IN THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$40,000.

This Resolution was adopted unanimously.

7. [16-0641R](#) RESOLUTION VACATING ALL THAT PART OF THE 20 FOOT WIDE PLATTED ALLEY LYING WITHIN BLOCK 2, PIEDMONT PARK ADDITION TO DULUTH (RENEE BORSON).

Indexes:

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

This Resolution was adopted unanimously.

8. [16-0643R](#) RESOLUTION DEDICATING A 16 FEET OF LOT 1, BLOCK 4 AND THE WESTERLY 4.00 FEET OF THE PLATTED 20.00 FOOT WIDE ALLEY BETWEEN BLOCKS 3 AND BLOCK 4 OF THE RECORDED PLAT OF "LAKESIDE GARDENS."

Indexes:

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

This Resolution was adopted unanimously.

9. [16-0644R](#) RESOLUTION VACATING A 20 FOOT WIDE ALLEY BETWEEN BLOCKS 3 AND BLOCK 4 OF THE RECORDED PLAT OF "LAKESIDE GARDENS."

Indexes:

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

This Resolution was adopted unanimously.

10. [16-0649R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO A CONTRACT BETWEEN THE STATE OF MINNESOTA AND THE CITY FOR

PROFESSIONAL STAFFING SERVICES PROVIDING ASSISTANCE TO
JOB SEEKERS AS PART OF THE MINNESOTA ADVANCED
MANUFACTURING PARTNERSHIP LEARN, WORK, EARN PROJECT.

Indexes:

Attachments: [Attachment A](#)

This Resolution was adopted unanimously.

11. [16-0650R](#) RESOLUTION ACCEPTING A CERTIFIED LOCAL GOVERNMENT
GRANT OF \$1,147 FROM THE MINNESOTA STATE HISTORICAL
SOCIETY AND APPROVING LOCAL MATCH OF \$1,055 TO ATTEND
THE ANNUAL STATEWIDE HISTORIC PRESERVATION
CONFERENCE.

Indexes:

Attachments: [Attachment 1](#)

This Resolution was adopted unanimously.

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

BY COUNCILOR WESTERLUND (PUBLIC WORKS & UTILITIES)

12. [16-0624R](#) RESOLUTION AMENDING CONTRACT 22878 WITH STACK BROS
MECHANICAL CONTRACTING, INC., FOR ADDITIONAL WORK TO
MODIFY THE GAS BURNER CONTROL SYSTEM FOR TWO BOILERS
AT DULUTH ENERGY SYSTEMS, FOR AN ADDITIONAL AMOUNT OF
\$40,090, AND AN AMENDED TOTAL OF \$172,690.

This Resolution was adopted.

Yea: 7 - Councilor Anderson, Councilor Fosle, Hansen, Hanson, President Hobbs, Councilor
Russ and Councilor Westerlund

Absent: 1 - Councilor Sipress

Abstain: 1 - Councilor Filipovich

13. [16-0630R](#) RESOLUTION AUTHORIZING THE PURCHASE OF TWO (2) 2017
FREIGHTLINER CABS AND CHASSIS FROM I-STATE TRUCK CENTER
IN THE AMOUNT OF \$121,750.

This Resolution was adopted unanimously.

14. [16-0632R](#) RESOLUTION AUTHORIZING THE PURCHASE OF A 2017 FREIGHTLINER CHASSIS AND CAB FROM I-STATE TRUCK CENTER IN THE AMOUNT OF \$115,072.

This Resolution was adopted unanimously.

15. [16-0638R](#) RESOLUTION ORDERING THE CONSTRUCTION OF APPROXIMATELY 210 FEET OF WATER MAIN IN MAXWELL AVENUE FROM WEST WABASHA STREET NORTHERLY AND TO ASSESS THE COSTS THEREOF.

Indexes:

Attachments: [16-0638R Map](#)
[16-0638 Public Hearing Minutes](#)
[16-0638R Memo to Council](#)
[16-0638R Exhibit A](#)

This Resolution was adopted unanimously.

16. [16-0647R](#) RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN ST. LOUIS COUNTY AND THE CITY OF DULUTH FOR THE COMMONWEALTH AVENUE STREET IMPROVEMENTS.

Indexes:

Attachments: [16-0647R Agreement](#)
[16-0647R Map](#)

This Resolution was adopted unanimously.

BY COUNCILOR SIPRESS (RECREATION, LIBRARIES & AUTHORITIES)

BY COUNCILOR SIPRESS (RECREATION, LIBRARIES & AUTHORITIES)

17. [16-0628R](#) RESOLUTION AUTHORIZING APPLICATION TO AND, IF OFFERED, ACCEPTANCE OF A \$385,000 PARKS AND TRAILS LEGACY GRANT TO CONTINUE THE IMPLEMENTATION OF THE HARTLEY PARK MINI-MASTER PLAN.

Indexes:

Attachments: [Exhibit A Hartley Legacy Pre-App Final 04-27-2016](#)
[Exhibit B C22488-Hartley Park-Legacy Grant Agreement](#)

This Resolution was adopted unanimously.

18. [16-0646R](#) RESOLUTION AUTHORIZING A FIRST AMENDMENT TO LEASE AGREEMENT WITH ST. JAMES HOMES OF DULUTH, INC., d/b/a WOODLAND HILLS AND NEIGHBORHOOD YOUTH SERVICES, FOR USE OF SPACE IN THE WASHINGTON RECREATION CENTER.

Indexes:

Attachments: [Exhibit 1](#)

This Resolution was adopted unanimously.

19. [16-0648R](#) RESOLUTION AUTHORIZING ACCEPTANCE OF A \$100,000 GRANT FROM THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES AND MINNESOTA LAKE SUPERIOR COASTAL PROGRAM TO SUBSTANTIALLY COMPLETE RESTORATION OF CHAMBERS GROVE PARK.

Indexes:

Attachments: [Grant Agreement](#)

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

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

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BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

20. [16-054-O](#) AN ORDINANCE AMENDING THE APPROVED REGULATING PLAN FOR RAMSEY VILLAGE TO ALLOW A MIXED USE RESIDENTIAL AND COMMERCIAL BUILDING AT 5103 RAMSEY STREET.

Indexes:

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

This Ordinance was read for the first time.

21. [16-055-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM RR-1 TO R-2 FOR The PROPERTY AT 3727 WEST ARROWHEAD ROAD AND 3625 WEST ARROWHEAD ROAD.

Indexes:

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

This Ordinance was read for the first time.

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

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

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

22. [16-030-O](#) AN ORDINANCE AMENDING SECTIONS 50-15.2 MIXED USE NEIGHBORHOOD (MU-N), 50-15.3 MIXED USE COMMERCIAL (MU-C), AND 50-15.5 MIXED USE BUSINESS PARK (MU-B).

Indexes:

Attachments: [Attachment 1](#)
[Sipress.Russ mta 16-030-O](#)
[Filipovich mta 16-030-O](#)
[Sipress.Russ mta \(2\) 16-030-O](#)

This Ordinance was adopted.

Yea: 6 - Councilor Anderson, Hansen, Hanson, President Hobbs, Councilor Russ and Councilor Filipovich

Nay: 1 - Councilor Fosle

Absent: 2 - Councilor Sipress and Councilor Westerlund

23. [16-050-O](#) AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM RR-1 TO MU-B PROPERTY EAST OF RICE LAKE ROAD AND SOUTH OF NORTON ROAD.

Indexes:

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

This Ordinance was adopted unanimously

24. [16-051-O](#) AN ORDINANCE GRANTING TO WESTMINSTER PRESBYTERIAN CHURCH A CONCURRENT USE PERMIT FOR 207 FEET OF THE STREET LOCATED IN THE BEAUDRY AVENUE PUBLIC RIGHT-OF-WAY.

Indexes:

Attachments: [Attachment 1](#)

This Ordinance was adopted unanimously.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

COUNCILOR PREVIEW OF UPCOMING BUSINESS