



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 8, 2021

7:00 PM

Council Chamber

NOTICE: The Duluth City Council will be holding the February 4, 2021 Agenda Session and February 8, 2021 Council Meeting by other electronic means pursuant to Minnesota Statutes Section 13D.021 in response to the COVID-19 emergency. Some members of the City Council will be participating through video conference. Due to the COVID-19 emergency and the closure of City facilities, 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 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

Present: 9 - Councilor Gary Anderson, Councilor Zack Filipovich, Councilor Janet Kennedy, Councilor Derek Medved, Councilor Roz Randorf, Councilor Joel Sipress, Councilor Terese Tomanek, Vice President Arik Forsman and President Renee Van Nett

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

1. [21-009](#) Meeting Minutes of the Duluth City Council

Indexes:

Attachments: [January 28, 2021 - City Council Meeting](#)

These Minutes were approved.

REPORTS FROM THE ADMINISTRATION

REPORTS FROM OTHER OFFICERS

REPORTS OF BOARDS AND COMMISSIONS

2. [21-006](#) Duluth Public Utilities Commission Meeting Minutes

Indexes:

Attachments: [December 2020 - DPUC](#)

This Board or Commission Report was received.

3. [21-007](#) Duluth Transit Authority Meeting Minutes

Indexes:

Attachments: [December 2020 - DTA](#)

This Board or Commission Report was received.

4. [21-008](#) Library Board Meeting Minutes

Indexes:

Attachments: [November 2020 - Library Board](#)

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 MEDVED (FINANCE)

5. [21-0054R](#) RESOLUTION AUTHORIZING AN AGREEMENT WITH VISIT DULUTH IN THE AMOUNT OF \$1,500,000.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

6. [21-0071R](#) RESOLUTION AUTHORIZING A THREE-YEAR RENEWAL OF AN AGREEMENT WITH SFM RISK SOLUTIONS, INC., FOR PROFESSIONAL SERVICES IN THE THIRD-PARTY ADMINISTRATION OF WORKERS' COMPENSATION FOR A TOTAL AMOUNT OF \$193,548.

Indexes:

Attachments: [Doc. A RES 21-0071R.pdf](#)

This Resolution was adopted unanimously.

BY COUNCILOR KENNEDY (PERSONNEL)

7. [21-0061R](#) RESOLUTION CONFIRMING THE REAPPOINTMENT OF MICHAEL TALARICO TO THE HOUSING AND REDEVELOPMENT AUTHORITY.

This Resolution was adopted unanimously.

8. [21-0091R](#) RESOLUTION APPOINTING COUNCILOR TERESE TOMANEK AND REAPPOINTING COUNCILOR JOEL SIPRESS TO THE DULUTH PUBLIC UTILITIES COMMISSION.

This Resolution was adopted unanimously.

BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)

9. [21-0076R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL AND TECHNICAL SERVICES MASTER CONTRACT WITH THE STATE OF MINNESOTA, ACTING THROUGH ITS DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT, TO PROVIDE VOCATIONAL REHABILITATION PRE-EMPLOYMENT TRANSITION SERVICES TO INCREASE FEE FOR SERVICE RATES.

Indexes:

Attachments: [Exhibit A](#)

This Resolution was adopted unanimously.

10. [21-0077R](#) RESOLUTION APPROVING THE 2021 ANNUAL ACTION PLAN AND AUTHORIZING A REQUEST FOR HUD FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME PROGRAM (HOME), AND EMERGENCY SOLUTIONS GRANT PROGRAM (ESG) PROGRAM FUNDS.

This Resolution was adopted unanimously.

- 11. [21-0078R](#) RESOLUTION AUTHORIZING A REQUEST FOR HUD FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE 2021 PROGRAM YEAR, AUTHORIZING AGREEMENTS WITH APPROPRIATE AGENCIES.

This Resolution was adopted unanimously.

- 12. [21-0079R](#) RESOLUTION AUTHORIZING A REQUEST FOR HUD HOME INVESTMENT PARTNERSHIP FUNDS FOR THE 2021 PROGRAM YEAR, AUTHORIZING AGREEMENTS WITH APPROPRIATE AGENCIES.

This Resolution was adopted unanimously.

- 13. [21-0080R](#) RESOLUTION AUTHORIZING A REQUEST FOR HUD EMERGENCY SOLUTIONS GRANTS PROGRAM (ESG) FUNDING FOR THE 2021 PROGRAM YEAR, AUTHORIZING CONTRACTS, AUTHORIZING AGREEMENTS WITH APPROPRIATE AGENCIES.

This Resolution was adopted unanimously.

- 14. [21-0082R](#) RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A DONATION FROM JONATHAN CIELUCH AND ASHLEY CHRISTIANSON, A/K/A ASHLEY CIELUCH OF REAL PROPERTY LOCATED IN THE LINCOLN PARK NEIGHBORHOOD.

Indexes:

- Attachments:** [Exhibit 1.pdf](#)
[Exhibit 2.pdf](#)

This Resolution was adopted unanimously.

BY PRESIDENT VAN NETT (COMMITTEE OF THE WHOLE)

- 15. [21-0075R](#) RESOLUTION RENEWING DECLARATION OF LOCAL HEALTH EMERGENCY FOR PURPOSES OF DULUTH CITY CODE SECTION 17-7 AND MINNESOTA STATUTES SECTION 13D.021.

This Resolution was adopted unanimously.

BY COUNCILOR SIPRESS (PUBLIC WORKS & UTILITIES)

16. [21-0055R](#) RESOLUTION RENEWING JOINT POWERS AGREEMENT C20604 WITH DULUTH ENTERTAINMENT AND CONVENTION CENTER AUTHORITY FOR THE OPERATION OF MINNESOTA SLIP PEDESTRIAN DRAW BRIDGE DURING YEAR 2021 FOR AN AMOUNT NOT TO EXCEED \$42,784.67.

This Resolution was adopted unanimously.

17. [21-0062R](#) RESOLUTION AUTHORIZING THE SOLE SOURCE PURCHASE OF A NATURAL GAS ODORIZATION SYSTEM FROM MILTON ROY, LLC, IN THE AMOUNT OF \$47,930.

This Resolution was adopted unanimously.

18. [21-0063R](#) RESOLUTION AUTHORIZING AN AMENDMENT TO MASTER SERVICES AGREEMENT L30325 WITH LAKE SUPERIOR CONSULTING LLC FOR PROFESSIONAL CONSULTING SERVICES, EXERCISING THE FIRST ONE-YEAR RENEWAL AND INCREASING THE AGREEMENT BY \$50,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$100,000.

This Resolution was adopted unanimously.

19. [21-0067R](#) RESOLUTION AUTHORIZING THE SOLE SOURCE PURCHASE OF REGULATORS FOR THE STORA ENSO REGULATOR STATION FROM NOVASPECT, INC. IN THE AMOUNT OF \$111,037.90.

This Resolution was adopted unanimously.

20. [21-0068R](#) RESOLUTION AWARDED A CONTRACT TO HOVLAND, INC. FOR THE 2021 CITYWIDE PATCH AND SIDEWALK PROJECT IN THE AMOUNT OF \$178,116.50.

This Resolution was adopted unanimously.

21. [21-0070R](#) RESOLUTION AUTHORIZING A CONTRACT WITH JMF CONSTRUCTION INC., FOR THE REPAIR OF MANHOLES FOR DULUTH ENERGY SYSTEMS IN 2021 FOR AN AMOUNT NOT TO EXCEED \$260,000.

This Resolution was adopted unanimously.

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

- 22. [21-0072R](#) RESOLUTION AUTHORIZING AN APPLICATION TO THE MINNESOTA DEPARTMENT OF TRANSPORTATION CLEAN TRANSPORTATION PILOT PROGRAM FOR THE 2021-2022 GRANT YEAR AND TO PROVIDE MATCHING FUNDS UP TO \$21,800.

This Resolution was adopted unanimously.

BY VICE PRESIDENT FORSMAN (RECREATION, LIBRARIES & AUTHORITIES)

- 23. [21-0073R](#) RESOLUTION ACCEPTING UNCONDITIONAL GIFTS FROM THE FRIENDS OF THE DULUTH PUBLIC LIBRARY FOR THE BENEFIT OF THE LIBRARY IN 2021.

This Resolution was adopted unanimously.

- 24. [21-0074R](#) RESOLUTION ACCEPTING UNCONDITIONAL GIFTS FROM THE DULUTH LIBRARY FOUNDATION FOR THE BENEFIT OF THE LIBRARY FOR 2021.

This Resolution was adopted unanimously.

- 25. [21-0092R](#) RESOLUTION SUPPORTING THE INCLUSION OF LOCAL AND STATE GOVERNMENT AID AS PART OF PROPOSED 2021 FEDERAL GOVERNMENT COVID-19 RELIEF FUNDING.

This Resolution was adopted unanimously.

END OF CONSENT AGENDA

The following entitled resolutions are also to be considered:

BY COUNCILOR KENNEDY (PERSONNEL)

- 26. [21-0083R](#) RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF DULUTH AND THE CONFIDENTIAL UNIT OF THE CITY OF DULUTH FOR THE YEAR 2021.

Indexes:

Attachments: [Exhibit A Confidential CBA 2021 clean](#)

This Resolution was adopted unanimously.

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

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

27. [21-003-O](#) AN ORDINANCE AMENDING SECTION 29A-32.1 TO INCLUDE ITEM C TO AMEND THE CONVERSION FEE REQUIREMENTS FOR BUILDINGS THAT ARE CONDEMNED FOR HUMAN HABITATION

This Ordinance was read for the first time.

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

BY COUNCILOR FILIPOVICH (PLANNING & ECONOMIC DEVELOPMENT)

28. [21-002-O](#) AN ORDINANCE AMENDING SECTION 100 OF THE DULUTH CITY CHARTER, 1912, AS AMENDED TO AUTHORIZE VACATION OF PUBLIC WAYS ON MOTION OF THE CITY COUNCIL.

This Ordinance was tabled.

BY COUNCILOR ANDERSON (PUBLIC SAFETY)

29. [21-001-O](#) ORDINANCE AMENDING CHAPTER V, SECTION 36, OF THE CITY OF DULUTH HOME RULE CHARTER, 1912, AS AMENDED, INCREASING THE NUMBER OF DEPUTY CHIEFS OF POLICE FROM TWO TO THREE.

This Ordinance was tabled.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS

ATTEST:

CHELSEA J. HELMER, City Clerk

Passed: February 8, 2021
Approved: February 8, 2021
EMILY LARSON, Mayor