



# City of Duluth

411 West First Street  
Duluth, Minnesota 55802

## Minutes

### 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, October 10, 2022

7:00 PM

Council Chamber

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#### ROLL CALL

#### PLEDGE OF ALLEGIANCE

#### APPROVAL OF MINUTES

1. Meeting Minutes of the Duluth City Council

These Minutes were approved.

#### **PUBLIC HEARING - APPROVING A TAX INCREMENT FINANCING PLAN FOR THE RESIDENCE APARTMENTS TAX INCREMENT FINANCING DISTRICT AS PROPOSED BY THE HOUSING AND REDEVELOPMENT AUTHORITY OF DULUTH, MINNESOTA**

This Public Hearing was held.

#### REPORTS FROM THE ADMINISTRATION

#### REPORTS FROM OTHER OFFICERS

#### REPORTS OF BOARDS AND COMMISSIONS

2. Duluth Seaway Port Authority Meeting Minutes

This Board or Commission Report was received.

3. Parks and Recreation Commission Meeting Minutes

This Board or Commission Report was received.

## **REPORTS OF COUNCIL COMMITTEES**

## **REPORTS OF COUNCIL OPEN ISSUES**

## **OPPORTUNITY FOR CITIZENS TO BE HEARD**

## **RESOLUTIONS TABLED**

### **BY VICE PRESIDENT KENNEDY (FINANCE)**

4. RESOLUTION DISTRIBUTING THE ESTIMATED 2023 HOTEL-MOTEL AND FOOD AND BEVERAGE TOURISM TAXES.

This Resolution was adopted as amended

## **CONSENT AGENDA**

### **BY VICE PRESIDENT KENNEDY (FINANCE)**

5. RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 2022A, IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$1,700,000; ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND PROVIDING FOR AWARDED THE SALE THEREOF.

This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.

6. RESOLUTION PROVIDING FOR THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION CAPITAL EQUIPMENT NOTES, SERIES 2022B, IN THE APPROXIMATE PRINCIPAL AMOUNT OF \$3,385,000;

ESTABLISHING THE TERMS AND FORM THEREOF; CREATING A DEBT SERVICE FUND THEREFOR; AND PROVIDING FOR AWARDDING THE SALE THEREOF.

**This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.**

**BY COUNCILOR HOBBS (PURCHASING & LICENSING)**

7. RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE OF VARIOUS LICENSEES.

**This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.**

8. RESOLUTION APPROVING ISSUANCE OF A TEMPORARY ON SALE INTOXICATING LIQUOR LICENSE TO VARIOUS LICENSEES.

**This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.**

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

9. RESOLUTION APPROVING A TAX INCREMENT FINANCING PLAN FOR THE RESIDENCE APARTMENTS TAX INCREMENT FINANCING DISTRICT AS PROPOSED BY THE HOUSING AND REDEVELOPMENT AUTHORITY OF DULUTH, MINNESOTA.

**This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.**

10. RESOLUTION APPROVING A TWENTY YEAR DEVELOPMENT AGREEMENT BETWEEN THE CITY OF DULUTH AND THE MERGE, LLC FOR THE RESIDENCE AT A TOTAL COST NOT TO EXCEED \$4,000,000.

**This Resolution was adopted unanimously.  
Absent: Councilors Alstead and Randorf.**

11. RESOLUTION VACATING CERTAIN STREETS AND AN ALLEY IN THE PLAT OF CENTREDALE ADDITION TO DULUTH, RESERVING A UTILITY EASEMENT OVER PART OF THE 33-FOOT-WIDE UN-NAMED PLATTED RIGHT OF WAY IN SAID PLAT.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

**BY PRESIDENT FORSMAN (COMMITTEE OF THE WHOLE)**

12. RESOLUTION AUTHORIZING A MULTI YEAR AGREEMENT WITH PETERSEN GROUP LLC/CANARY CONSULTING FOR PROFESSIONAL SERVICES RELATED TO THE CITY'S FEDERAL LEGISLATIVE PROGRAM FOR A TOTAL AMOUNT NOT TO EXCEED \$91,000.00.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

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

13. RESOLUTION AUTHORIZING AN AGREEMENT WITH ST. LOUIS COUNTY FOR THE 2023 6" WET REFLECTIVE EDGELINE PAVEMENT MARKING PROJECT AT VARIOUS LOCATIONS IN THE CITY OF DULUTH.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

14. RESOLUTION AUTHORIZING A COOPERATIVE AGREEMENT WITH ST. LOUIS COUNTY FOR THE 2023 TOWNSHIPS AND CITIES MAINTENANCE STRIPING PROGRAM FOR ROAD LINE STRIPING AT VARIOUS LOCATIONS IN THE CITY OF DULUTH AT AN ESTIMATED COST OF \$67,462.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

15. RESOLUTION ACCEPTING A PERMANENT EASEMENT FOR UTILITY PURPOSES FROM THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY OVER, UNDER, AND ACROSS REAL PROPERTY IN THE LINCOLN PARK NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

16. RESOLUTION ACCEPTING A PERMANENT EASEMENT FOR UTILITY PURPOSES FROM DIRT, INC. OVER, UNDER, AND ACROSS REAL

PROPERTY IN THE DULUTH HEIGHTS NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

**This Resolution was adopted unanimously.**

**Absent: Councilors Alstead and Randorf.**

17. RESOLUTION ACCEPTING A PERMANENT EASEMENT FOR STREET PURPOSES FROM DIRT, INC. OVER, UNDER, AND ACROSS REAL PROPERTY IN THE DULUTH HEIGHTS NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

**This Resolution was adopted unanimously.**

**Absent: Councilors Alstead and Randorf.**

**BY COUNCILOR ANDERSON (PUBLIC SAFETY)**

18. RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$114,400 FOR THE 2023 TOWARDS ZERO DEATHS PROJECT AND FURTHER AUTHORIZING AN AGREEMENT WITH THE LAKE SUPERIOR TRAFFIC ENFORCEMENT TEAM PARTNER AGENCIES FOR SERVICES UNDER THE GRANT.

**This Resolution was adopted unanimously.**

**Absent: Councilors Alstead and Randorf.**

19. RESOLUTION AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT TO THE AGREEMENT FOR SERVICES BETWEEN ST. LOUIS COUNTY AND THE CITY OF DULUTH FOR FY 2019 OPERATION STONEGARDEN PROVIDING FOR AN ADDITIONAL ALLOCATION OF FUNDS TO THE CITY IN THE AMOUNT OF \$7,321 FOR LAW ENFORCEMENT SERVICES UNDER THE GRANT FROM THE U.S. DEPARTMENT OF PUBLIC SAFETY.

**This Resolution was adopted unanimously.**

**Absent: Councilors Alstead and Randorf.**

**BY COUNCILOR TOMANEK (RECREATION, LIBRARIES & AUTHORITIES)**

20. RESOLUTION AUTHORIZING APPROVAL AND IMPLEMENTATION OF ESSENTIAL SPACES: DULUTH PARKS, RECREATION, OPEN SPACE & TRAILS PLAN

**This Resolution was adopted unanimously.**

Absent: Councilors Alstead and Randorf.

## **END OF CONSENT AGENDA**

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

### **BY COUNCILOR ALSTEAD (PERSONNEL)**

21. RESOLUTION CONFIRMING THE APPOINTMENT OF MEMBERS TO THE DULUTH AFRICAN HERITAGE COMMISSION.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

22. RESOLUTION ESTABLISHING A BOARD AND COMMISSION REALIGNMENT REVIEW COMMITTEE.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

23. RESOLUTION CONFIRMING THE REAPPOINTMENT OF BERNICE PEPPER TO THE DULUTH AFRICAN HERITAGE COMMISSION.

This Resolution was adopted unanimously.

Absent: Councilors Alstead and Randorf.

## **COUNCILOR QUESTIONS AND COMMENTS**

## **COUNCILOR PREVIEW OF UPCOMING BUSINESS**