

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Monday, October 22, 2007, 7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES - August 6, 13 and 27, 2007.

- - -

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]

- - -

PRESENTATION OF PETITIONS AND OTHER COMMUNICATIONS

- * 07-1022-01 Haines Properties, LLP, et al. (four signatures), petition to reclassify from S to C-5 property described as W1/2 of SE1/4 of SW1/4 of Section 7, Township 50, Range 14. -- Assessor
- * 07-1022-02 Kozy Bar, by Thomas Cox, application for concurrent use permit for use of sidewalk in front of 129 East First Street. -- Planning commission

- - -

REPORTS FROM THE ADMINISTRATION

- Retiree healthcare benefits

- - -

REPORTS FROM OTHER OFFICERS

- * 07-1022-03 Clerk application to the Minnesota gambling control board for exemption from lawful gambling licenses (bingo and raffle) from Lincoln Park Business Group on November 15, 2007. -- Received

- - -

REPORTS OF BOARDS AND COMMISSIONS

- * 07-1022-04 American Indian commission minutes of August 20, 2007, meeting. -- Received
- * 07-1022-05 Charter commission minutes of July 11, 2007, meeting. -- Received
- * 07-1022-06 Commission on disabilities minutes of September 5, 2007, meeting. -- Received
- * 07-1022-07 Duluth human rights commission minutes of September 12, 2007, meetings. -- Received
- * 07-1022-08 Duluth/North Shore Sanitary District minutes of September 12, 2007, meeting. -- Received
- * 07-1022-09 Parks and recreation commission minutes of September 12, 2007, meeting. -- Received

* Listed only, not copied.

- - -

REPORTS OF COUNCIL COMMITTEES

- - -

REPORTS OF COUNCIL OPEN ISSUES

- Planned unit development
- Zoning Code changes
- Pet licensing and registration

- - -

OPPORTUNITY FOR CITIZENS TO BE HEARD

- - -

RESOLUTION TABLED

COMMITTEE 1

BY COUNCILOR STEWART (FINANCE)

07-0653R - RESOLUTION REPEALING RESOLUTIONS 05-0269 AND 05-0320 RELATED TO FUNDING THE HOUSING INVESTMENT FUND. (REPLACEMENT) (TABLED 10/9)

- - -

MOTIONS AND RESOLUTIONS

CONSENT AGENDA

All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a councilor requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

COMMITTEE 1

BY COUNCILOR KRAUSE (PURCHASING & LICENSING)

07-0664R - RESOLUTION APPROVING THE RENEWAL OF A MINNESOTA CURRENCY EXCHANGE LICENSE TO PAWN AMERICA MINNESOTA, LLC.

NEW 07-0686R - RESOLUTION SETTING FORTH SUGGESTED CRITERIA FOR THE ISSUANCE BY THE DULUTH CITY COUNCIL OF AVAILABLE BUT PRESENTLY UNISSUED ON SALE INTOXICATING LIQUOR LICENSES.

BY COUNCILOR GILBERT (PERSONNEL)

07-0666R - RESOLUTION CONFIRMING THE REAPPOINTMENTS OF JEFF JACKSON AND WILLIAM B. SCALZO TO THE BOARD OF ZONING APPEALS.

07-0667R - RESOLUTION CONFIRMING THE REAPPOINTMENT OF EDWARD B. SHANBLOTT TO THE BUILDING APPEAL BOARD.

07-0668R - RESOLUTION CONFIRMING THE APPOINTMENT OF LILLIE A. KARI TO THE DEFERRED COMPENSATION PLAN COMMISSION, REPLACING TAMMIE WALSH.

07-0669R - RESOLUTION CONFIRMING THE REAPPOINTMENTS OF JEFF ANDERSON, BRAD BECKMAN AND MELISSA KADLEC TO THE DULUTH LEGACY ENDOWMENT FUND PROJECT GROUP.

07-0670R - RESOLUTION CONFIRMING THE APPOINTMENT OF ALEXIS LIVADAROS TO THE DULUTH TRANSIT AUTHORITY, REPLACING TIMOTHY A. BEARHEART.

COMMITTEE 1

BY COUNCILOR GILBERT (PERSONNEL)

07-0671R - RESOLUTION CONFIRMING THE REAPPOINTMENT OF BARBARA FISCHER TO THE SPECIAL BOARD OF REVIEW.

07-0672R - RESOLUTION CONFIRMING THE REAPPOINTMENTS OF JAMES W. LARSON, CHRISTINE A. PENNEY AND ETHAN PERRY AND THE APPOINTMENTS OF JOHN DOBERSTEIN AND RICHARD D. GITAR, REPLACING CHARLES KORSCH AND JOHN T. MOIR, TO THE TREE COMMISSION.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

07-0683R - RESOLUTION AUTHORIZING APPLICATION FOR A MINNESOTA DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT CONTAMINATION INVESTIGATION AND RAP GRANT IN THE AMOUNT OF \$45,500.

BY COUNCILOR NESS (INTERGOVERNMENTAL RELATIONS)

07-0642R - RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ENTER INTO A CONTRACT WITH JOB SERVICE TO PROVIDE DISLOCATED WORKER SERVICES IN AN AMOUNT NOT TO EXCEED \$96,000 FOR THE FEDERAL PROGRAM (FOR THE PERIOD JULY 1, 2007 - JUNE 30, 2008, \$170,460 FOR THE STATE PROGRAM (FOR THE PERIOD JULY 1, 2007 - JUNE 30, 2008) AND \$76,000 FOR THE AIRLINE WORKER PROGRAM (FOR THE PERIOD JULY 1, 2007 - DECEMBER 31, 2008).

07-0657R - RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ENTER INTO AN AGREEMENT WITH ELIZABETH MATHIAS, INDEPENDENT LICENSED TEACHER, TO PROVIDE BASIC EDUCATION SERVICES AT THE DULUTH WORKFORCE CENTER AT A COST OF \$11,840.

07-0680R - RESOLUTION AUTHORIZING PROPER CITY OFFICIALS TO ACCEPT A GRANT IN THE AMOUNT OF \$120,000 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR FAIR HOUSING ENFORCEMENT.

BY PRESIDENT STOVER (COMMITTEE OF THE WHOLE)

07-0682R - RESOLUTION AUTHORIZING A PARKING RAMP MANAGEMENT CONTRACT WITH FOND DU LAC BAND FOR CASINO RAMP IN THE AMOUNT OF \$185,000 PER YEAR FOR THREE YEARS.

COMMITTEE 3

BY COUNCILOR JOHNSON (PUBLIC WORKS & UTILITIES)

07-0673R - RESOLUTION AMENDING RESOLUTION 07-0304 FOR PROFESSIONAL ENGINEERING SERVICES WITH MSA PROFESSIONAL SERVICES, INC., FOR STUDYING THE MIDDLE, HIGHLAND AND WOODLAND WATER ZONES IN THE AMOUNT OF \$14,874 FOR A NEW TOTAL OF \$64,713.

07-0675R - RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONTRACT WITH CENTURY FENCE COMPANY FOR THE INSTALLATION OF SECURITY FENCING FOR THE LAKEWOOD WATER TREATMENT PLANT IN THE AMOUNT OF \$225,793.

COMMITTEE 1

BY COUNCILOR JOHNSON (PUBLIC WORKS & UTILITIES)

07-0676R - RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONTRACT WITH API ELECTRIC FOR THE INSTALLATION OF SECURITY CAMERAS AND CARD READERS FOR THE LAKEWOOD WATER TREATMENT PLANT IN THE AMOUNT OF \$65,520.

07-0677R - RESOLUTION AUTHORIZING CITY OFFICIALS TO CONTRACT WITH BOYER TRUCKS, INC., FOR THE PURCHASE OF TWO 2008 DIESEL CONSTRUCTION VANS - ONE WITH A CRANE AND ONE WITHOUT A CRANE - FOR A TOTAL AMOUNT OF \$207,432.18.

BY COUNCILOR REINERT (RECREATION, LIBRARIES & AUTHORITIES)

07-0663R - RESOLUTION AUTHORIZING THE EXECUTION OF A SNOWMOBILE TRAILS ASSISTANCE PROGRAM GRANT AGREEMENT FOR FY2008 WITH THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES IN AN AMOUNT NOT TO EXCEED \$20,276.

07-0674R - RESOLUTION AMENDING RESOLUTION 07-0498 AND THE PROFESSIONAL VETERINARY SERVICES AGREEMENT WITH LOUISE M. BEYEA, D.V.M., FOR AN INCREASE OF \$26,400 AND A NEW CONTRACT TOTAL OF \$36,400.

END OF CONSENT AGENDA

- - -

The following entitled resolutions are also for consideration at this meeting:

COMMITTEE 1

BY COUNCILOR STEWART (FINANCE)

NEW 07-0685R - RESOLUTION AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY AND DULUTH POLICE UNION, LOCAL 807.

COMMITTEE 2

BY COUNCILORS STAUBER AND STEWART

07-0679R - RESOLUTION REGARDING A PROPOSED LIVING WATER GARDEN, REFERRING TO RESOLUTION 05-0488.

- - -

INTRODUCTION AND CONSIDERATION OF ORDINANCES

The following entitled ordinance is to be read for the first time:

COMMITTEE 3

BY COUNCILOR REINERT (RECREATION, LIBRARIES & AUTHORITIES)

07-070-O - AN ORDINANCE AMENDING CHAPTER 50 OF THE DULUTH CITY CODE, 1959, AS AMENDED; ADDING A NEW SECTION 50-118 PROVIDING FOR THE IMMEDIATE SUSPENSION OF ZONING APPROVALS AND LICENSE ISSUANCE UPON INTRODUCTION OF AN INTERIM ORDINANCE. **(REPLACEMENT)**

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

COMMITTEE 1

BY COUNCILOR STEWART (FINANCE)

07-065-O - AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION REVENUE BONDS OF THE CITY OF DULUTH IN A MAXIMUM AMOUNT OF \$2,200,000 FOR THE IMPROVEMENT OF THE MUNICIPAL SEWER UTILITY UPON TERMS AND CONDITIONS TO BE PROVIDED BY RESOLUTION OF THE CITY COUNCIL AND PLEDGING REVENUES FOR THE PAYMENT THEREOF.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

07-066-O - AN ORDINANCE ALIENATING THE LINCOLN HOTEL SITE AND AUTHORIZING SALE OF SAME WITHOUT BID TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY (DEDA) PURSUANT TO CONTRACT FOR DEED FOR THE SUM OF \$192,500.

07-067-O - AN ORDINANCE PERTAINING TO THE LICENSING OF RENTAL PROPERTIES; AMENDING CITY CODE SECTION 29A-32. (REPLACEMENT)

BY COUNCILOR NESS (INTERGOVERNMENTAL RELATIONS)

07-068-O - AN ORDINANCE REGULATING ELECTRONIC SIGNS; AMENDING CITY CODE SECTIONS 44-2 AND 44-14. (REPLACEMENT 2) (AMENDMENT)

COMMITTEE 3

BY COUNCILOR LITTLE (PUBLIC SAFETY)

07-069-O - AN ORDINANCE AMENDING SECTION 2-18.2 OF THE DULUTH CITY CODE, 1959, AS AMENDED; PERTAINING TO PRE-CHARGE DEFERRAL. (REPLACEMENT)

COUNCILOR QUESTIONS AND COMMENTS
