

**AGENDA FOR THE DULUTH CITY COUNCIL MEETING**

**REPLACEMENT**

Monday, July 18, 2011, 7:00 p.m.

**ROLL CALL**

**PLEDGE OF ALLEGIANCE**

**PUBLIC HEARING** - 7:00 p.m. - JOBZ Business Subsidy Agreement with Involta, LLC.

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*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.*

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*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 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]*

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**REPORTS FROM THE ADMINISTRATION**

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**REPORTS FROM OTHER OFFICERS**

\*11-0718-01

Assessor:

- (a) Assessment roll of delinquent solid waste collecting expenses during the period of March 1, 2010, to June 1, 2011, for which the licensed collector has not been reimbursed;
- (b) Letter of sufficiency of petition to reconstruct a portion of the Seventh Street alley, originating approximately 90 feet westerly of the centerline of 13th Avenue East and terminating approximately 140 feet westerly of the centerline of 13th Avenue East. -- Received

\* Listed only, not copied.

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**REPORTS OF COUNCIL COMMITTEES**

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**REPORTS OF COUNCIL OPEN ISSUES**

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**OPPORTUNITY FOR CITIZENS TO BE HEARD**

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**MOTION FOR RECONSIDERATION OF ORDINANCE**

**COMMITTEE 3**

**BY COUNCILOR FOSLE**

11-024-O - AN ORDINANCE APPROVING A REQUEST FOR A CONCURRENT USE OF STREETS PERMIT ON THE NORTHEAST CORNER OF GRAND AVENUE AND 58TH AVENUE WEST, DULUTH TRANSIT AUTHORITY. **(AMENDMENT)**

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**RESOLUTION TABLED**

**COMMITTEE 2**

**BY COUNCILOR ANDERSON (INTERGOVERNMENTAL RELATIONS)**

11-0352R - RESOLUTION AUTHORIZING LONG TERM LOAN AGREEMENT WITH THE ST. LOUIS COUNTY HISTORICAL SOCIETY FOR DISPLAY AND PRESERVATION OF THE TWO CITY-OWNED STAINED GLASS TIFFANY WINDOWS. (TABLED 6/27 FOR MORE INFORMATION)

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**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 FEDORA (FINANCE)**

11-0390R - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF DULUTH AND THE CITY OF DULUTH SUPERVISORY ASSOCIATION FOR 2011.

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

11-0377R - RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING LIQUOR LICENSE OF J & J MILLER, INC. (COPASETIC LOUNGE), 332 EAST CENTRAL ENTRANCE.

11-0378R - RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING LIQUOR LICENSE OF THAI MIA, INC. (THAI KRATHONG RESTAURANT), 308 SOUTH LAKE AVENUE.

11-0384R - RESOLUTION APPROVING THE TEMPORARY EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSES OF VARIOUS LICENSEES.

11-0385R - RESOLUTION APPROVING THE PERMANENT EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE OF THE WICK (PICKWICK RESTAURANT), 508 EAST SUPERIOR STREET.

11-0386R - RESOLUTION ISSUING A TEMPORARY ON SALE 3.2 MALT LIQUOR LICENSE TO NIFTY 50 CRUISERS CAR CLUB (KIA OF DULUTH CAR SHOW AND TIME TRIALS), 350 GARFIELD AVENUE.

11-0389R - RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING LIQUOR LICENSE OF RRR RESTAURANTS, INC. (R BAR), 21 NORTH FOURTH AVENUE EAST.

**BY COUNCILOR BOYLE (PERSONNEL)**

11-0392R - RESOLUTION REQUESTING ADMINISTRATION REVIEW AND MAKE RECOMMENDATIONS ON ISSUES AND CHALLENGES RAISED IN THE RECRUITMENT TASK FORCE REPORT.

**COMMITTEE 2**

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

11-0382R - RESOLUTION AUTHORIZING A JOB OPPORTUNITY BUILDING ZONE (JOBZ) BUSINESS SUBSIDY AGREEMENT WITH INVOLTA, LLC.

11-0383R - RESOLUTION APPROVING A BUILDING IN DULUTH 2011 CONDITIONAL GRANT AGREEMENT BETWEEN THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY AND INVOLTA, LLC, RELATING TO THE CONSTRUCTION OF A BUILDING TO HOUSE INVOLTA'S TIER III DATA PROCESSING, STORAGE AND RECOVERY FACILITY.

**COMMITTEE 2**

**BY COUNCILOR ANDERSON (INTERGOVERNMENTAL RELATIONS)**

**NEW** 11-0391R - RESOLUTION ENTERING INTO AN AGREEMENT ACCEPTING A GRANT OF \$263,676 FROM SENIOR SERVICE AMERICA, INC., TO OPERATE THE SENIOR AIDES PROGRAM FROM JULY 1, 2011, THROUGH JUNE 30, 2012; PROGRAM FUNDS WILL BE ACCEPTED UPON RECEIPT OF NOTICES OF FUNDS AVAILABLE.

**COMMITTEE 3**

**BY COUNCILOR FOSLE (PUBLIC SAFETY)**

11-0373R - RESOLUTION AUTHORIZING THE BUILDING OFFICIAL TO ABATE CERTAIN NUISANCES BY REMOVAL OF STRUCTURALLY UNSOUND BUILDINGS IN THE CITY OF DULUTH IN AN AMOUNT NOT TO EXCEED \$108,000.

11-0379R - RESOLUTION AUTHORIZING AGREEMENT WITH FINANCIAL CRIMES SERVICES, LLC, FOR ADMINISTRATION OF THE DRIVING DIVERSION PILOT PROGRAM FOR AN ADDITIONAL TWO YEAR PERIOD AT NO COST TO CITY.

11-0380R - RESOLUTION AUTHORIZING A CONTRACT WITH SHI INTERNATIONAL CORPORATION FOR THE PURCHASE OF MOBILE DATA COMPUTERS AND RELATED HARDWARE EQUIPMENT FOR THE DULUTH FIRE DEPARTMENT IN THE AMOUNT OF \$167,583.21.

11-0387R - RESOLUTION AUTHORIZING CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES ON MICHIGAN STREET ON JULY 30, 2011, IN CONJUNCTION WITH THE DEPOT SUMMER ARTS FESTIVAL AND SEPTEMBER 1, 2011, IN CONJUNCTION WITH THE DULUTH SUPERIOR GLBT PRIDE FESTIVAL AND SUBJECT TO CERTAIN CONDITIONS.

11-0388R - RESOLUTION AUTHORIZING CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES IN WEST DULUTH IN CONJUNCTION WITH SPIRIT VALLEY DAYS AND SUBJECT TO CERTAIN CONDITIONS.

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

11-0381R - RESOLUTION AMENDING RESOLUTION 11-0244 REGARDING AGREEMENT WITH TOWER OPTICAL COMPANY FOR COIN OPERATED OPTICALS TO BE PLACED AT LAKE PARK PLACE AND ENGER TOWER.

**END OF CONSENT AGENDA**

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The following entitled resolution is are also for consideration at this meeting:

**COMMITTEE 3**

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

11-0376R - RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH BAYFRONT BLUES FESTIVAL, INC., FOR THE PRODUCTION, PROMOTION AND MANAGEMENT OF THE BAYFRONT BLUES FESTIVAL.

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**INTRODUCTION AND CONSIDERATION OF ORDINANCES**

**ORDINANCE TABLED**

**COMMITTEE 2**

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

11-018-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH AS REFERENCED IN CHAPTER 50 OF THE DULUTH CITY CODE, 1959, AS AMENDED, TO PROVIDE FOR THE RECLASSIFICATION FROM R-1, RESIDENTIAL-TRADITIONAL, TO R-2, RESIDENTIAL-URBAN, THE PROPERTY ALONG THE NORTH SIDE OF ARROWHEAD ROAD FROM 1413 WEST ARROWHEAD ROAD TO THE EXTENDED LINE (NORTHERLY) MYERS AVENUE (CITY OF DULUTH). (TABLED 6/13 FOR MORE INFORMATION)

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

**COMMITTEE 2**

**BY COUNCILOR ANDERSON (INTERGOVERNMENTAL RELATIONS)**

**NEW** 11-026-O - AN ORDINANCE ADDING A NEW SECTION 34-26 TO THE DULUTH CITY CODE, 1959, AS AMENDED, REGULATING LOITERING IN PUBLIC PLACES WITH THE INTENT TO ENGAGE IN PROSTITUTION OR THE SALE OF ILLEGAL DRUGS.

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

**COMMITTEE 2**

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

11-027-O - AN ORDINANCE AMENDING SECTIONS 50-1, 50-2, 50-3, 50-7, 50-9.4, 50-11.1, 50-14.5, 50-14.6, 50-14.7, 50-15.2, 50-15.4, 50-16.5, 50-18.1, 50-18.3, 50-19, 50-20.1, 50-20.3, 50-20.4, 50-20.5, 50-20.6, 50-21.2, 50-21.3, 50-22.2, 50-22.7, 50-23.2, 50-24.1, 50-24.2, 50-24.4, 50-24.5, 50-24.6, 50-25.1, 50-25.2, 50-25.3, 50-25.4, 50-25.9, 50-26.1, 50-26.4, 50-27.5, 50-30, 50-30.1, 50-30.2, 50-30.5, 50-31.1, 50-33.2, 50-33.4, 50-35, 50-36.3, 50-36.4, 50-37.1, 50-37.4, 50-37.7, 50-37.8, 50-37.11, 50-37.12, 50-37.13, 50-38.5, 50-39.2, AND 50-41 OF CHAPTER 50 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO REVISIONS OF THE UNIFIED DEVELOPMENT CHAPTER.

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**COUNCILOR QUESTIONS AND COMMENTS**

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**COUNCILOR PREVIEW OF UPCOMING BUSINESS**

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