

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Tuesday, January 17, 2012, 7:00 p.m.

- ROLL CALL**
- PLEDGE OF ALLEGIANCE**
- ELECTION OF OFFICERS**

PUBLIC HEARING - 7:00PM - Tax abatement bonds (Spirit Mountain recreation area project).

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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

*12-0117-01 Public works and utilities director report on truck loading zone request at 132 East Superior Street, pursuant to Section 33-87 of the Duluth City Code. -- Received

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REPORTS OF BOARDS AND COMMISSIONS

- *12-0117-02 Commission on disabilities minutes of December 7, 2011, meeting. -- Received
- *12-0117-03 Duluth airport authority minutes of October 18, 2011, meeting. -- Received
- *12-0117-04 Duluth human rights commission minutes of November 9, 2011, meeting. -- Received
- *12-0117-07 Duluth public utilities commission resolutions, pursuant to Section 2-187 of the Duluth City Code, establishing rates for:
 - (a) Automatic adjustments of sanitary sewer rates to reflect sewer charges imposed by the Western Lake Superior Sanitary District;
 - (b) Natural gas second rate tier in the northern expansion area and Fond du Lac;
 - (c) Wastewater facilities customer and user changes;
 - (d) Water. -- Received

*12-0117-05 Duluth transit authority: (a) Minutes of October 26, 2011, meeting; (b) September 2011 income statement. -- Received

*12-0117-06 Housing and redevelopment authority of Duluth minutes of November 29, 2011, meeting. -- 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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RESOLUTION TABLED

COMMITTEE 3

BY COUNCILOR LARSON (RECREATION, LIBRARIES AND AUTHORITIES)

11-0681R - RESOLUTION AUTHORIZING THE CITY TO ENTER INTO A JOINT POWERS AGREEMENT WITH INDEPENDENT SCHOOL DISTRICT 709, DULUTH PUBLIC SCHOOLS, TO PROVIDE FOR COMMUNITY EDUCATION AND RECREATION PROGRAMS THROUGH COLLABORATION AND COORDINATION OF RESOURCES. (TABLED 12-19-2011)

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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 JULSRUD (FINANCE)

12-0003R - RESOLUTION AUTHORIZING AN AGREEMENT WITH HISTORIC UNION DEPOT, INC., IN THE AMOUNT OF \$151,800.

12-0006R - RESOLUTION ESTABLISHING A LINE OF CREDIT UP TO \$350,000 FOR THE SPIRIT MOUNTAIN RECREATION AUTHORITY FOR 2012.

12-0007R - RESOLUTION AMENDING RESOLUTION 11-0347 CHANGING THE LINE OF CREDIT INTEREST RATE FOR THE DULUTH AIRPORT AUTHORITY FROM 4.00 PERCENT PER ANNUM TO 2.50 PERCENT PER ANNUM.

12-0018R - RESOLUTION CONFIRMING THE ASSESSMENT ROLL LEVIED TO DEFRAY THE ASSESSABLE PORTION OF 1008 NORTH 54TH AVENUE EAST STREET CONSTRUCTION AND EIGHT INCH WATERMAIN.

12-0019R - RESOLUTION RELATING TO A TAX ABATEMENT; GRANTING THE ABATEMENT.

12-0020R - RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF GENERAL OBLIGATION TAX ABATEMENT BONDS, SERIES 2012A.

BY COUNCILOR BOYLE (PERSONNEL)

12-0022R - RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE CIVIL SERVICE CLASSIFICATION OF CHIEF GAS CONTROLLER.

12-0023R - RESOLUTION APPROVING PROPOSED AMENDMENTS TO THE SPECIFICATIONS FOR THE CIVIL SERVICE CLASSIFICATION OF GAS AND ENERGY COORDINATOR.

NEW 12-0032R - RESOLUTION APPOINTING MEMBERS TO THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

12-0017R - RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT WITH THE MINNESOTA LAND TRUST FOR ACCESS TO RADIO TOWER BAY ON THE ST. LOUIS RIVER IN THE GARY-NEW DULUTH AREA.

12-0025R - RESOLUTION ACCEPTING DEDICATION OF EASEMENTS FROM ISD 709 ON SUPERIOR STREET AND 40TH AVENUE EAST.

COMMITTEE 3

BY COUNCILOR HARTMAN (PUBLIC WORKS & UTILITIES)

12-0009R - RESOLUTION AMENDING CONTRACT C20811 WITH MSA PROFESSIONAL SERVICES, INC., FOR PROFESSIONAL SERVICES FOR DESIGN AND CONSTRUCTION OF LAKESIDE INTERCEPTOR SANITARY SEWER OVERFLOW STORAGE FACILITY - BASIN NO. 2 IN THE ESTIMATED AMOUNT OF \$41,443.54 FOR A NEW TOTAL OF \$697,169.27.

12-0012R - RESOLUTION ORDERING THE CONSTRUCTION OF APPROXIMATELY 600 FEET OF LOW PRESSURE SANITARY SEWER IN COLUMBIA STREET BEGINNING AT NORTH CENTRAL AVENUE AND EXTENDING WESTERLY AT AN ESTIMATED COST OF \$30,000.

12-0013R - RESOLUTION AWARDED A CONTRACT TO HAWKINS, INC., FOR THE PURCHASE AND DELIVERY OF 110 TONS OF HYDROFLUOROSILICIC ACID IN THE AMOUNT OF \$72,888.75.

12-0014R - RESOLUTION AWARDED A CONTRACT TO THUNDER BAY CHEMICALS, LTD., FOR THE PURCHASE AND DELIVERY OF 125,000 GALLONS OF LIQUID ALUMINUM SULFATE IN THE AMOUNT OF \$171,387.42.

12-0015R - RESOLUTION AWARDED A CONTRACT TO HAWKINS, INC., FOR THE PURCHASE AND DELIVERY OF 85,000 GALLONS OF CAUSTIC SODA IN THE AMOUNT OF \$182,595.94.

12-0016R - RESOLUTION AUTHORIZING AN AGREEMENT WITH SEH, INC., TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN OF PHASES IV AND V OF THE LAKEWALK EAST EXTENSION PROJECT, ESTIMATED AT \$185,800.

BY COUNCILOR FOSLE (PUBLIC SAFETY)

12-0028R - RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM MINNESOTA DEPARTMENT OF PUBLIC SAFETY HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION IN THE AMOUNT OF \$20,000 FOR THE PURPOSE OF MAINTAINING LOCAL EMERGENCY MANAGEMENT PROGRAM.

12-0029R - RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM FEMA IN THE AMOUNT OF \$184,509 FOR THE PURPOSE OF PURCHASING VARIOUS EQUIPMENT FOR THE FIRE DEPARTMENT.

12-0030R - RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM FEMA IN THE AMOUNT OF \$480,000 FOR THE PURPOSE OF PURCHASING A NEW FIRE TRUCK FOR THE FIRE DEPARTMENT.

END OF CONSENT AGENDA

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

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

12-0001R - RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH VISIT DULUTH TO PROVIDE ADVERTISING AND PROMOTION SERVICES TO THE CITY OF DULUTH FOR THE YEARS 2012-2014

12-0002R - RESOLUTION AUTHORIZING AN AGREEMENT WITH DULUTH SISTER CITIES INTERNATIONAL, INC., IN THE AMOUNT OF \$20,000.

12-0004R - RESOLUTION AUTHORIZING AN AGREEMENT WITH GREAT LAKES AQUARIUM IN THE AMOUNT OF \$300,000.

12-0005R - RESOLUTION AUTHORIZING AN AGREEMENT WITH DULUTH PUBLIC ARTS FUND, INC., IN THE AMOUNT OF \$30,000.

12-0008R - RESOLUTION AUTHORIZING CITY OFFICIALS TO TRANSFER \$129,241.35 FROM THE TOURISM TAX FUND BALANCE TO THE GREAT LAKES AQUARIUM TO SATISFY OVERDUE UTILITY BILLS.

12-0024R - RESOLUTION APPROVING BUDGET AND COST SHARING FORMULA OF MINNEAPOLIS-DULUTH/SUPERIOR PASSENGER RAIL ALLIANCE AND AUTHORIZING PAYMENT OF CITY'S COST SHARE OF \$30,875.

BY COUNCILOR BOYLE (PERSONNEL)

12-0026R - RESOLUTION APPOINTING _____ TO THE DULUTH PUBLIC UTILITIES COMMISSION, REPLACING DANIEL HARTMAN.

COMMITTEE 2

BY COUNCILOR GARDNER (COMMITTEE OF THE WHOLE)

12-0021R - RESOLUTION AUTHORIZING AGREEMENT WITH MADDEN GALANTER HANSEN, LLP, FOR LEGAL SERVICES RELATED TO LABOR NEGOTIATIONS IN AN AMOUNT NOT TO EXCEED \$45,000.

12-0031R - RESOLUTION SETTING LEGISLATIVE INITIATIVES FOR THE 2012 LEGISLATIVE SESSION. (AMENDMENTS)

COMMITTEE 3

BY COUNCILOR HARTMAN (PUBLIC WORKS & UTILITIES)

12-0010R - RESOLUTION AMENDING CONTRACT NO. C20886 WITH MSA PROFESSIONAL SERVICES, INC., FOR ENGINEERING SERVICES FOR HIGHLAND PUMP STATION IMPROVEMENTS AND THE HIGHLAND ONE MILLION GALLON ELEVATED WATER TANK IN THE ESTIMATED AMOUNT OF \$106,350.83 FOR A NEW TOTAL OF \$689,865.83.

INTRODUCTION AND CONSIDERATION OF ORDINANCES

ORDINANCE TABLED

COMMITTEE 1

BY COUNCILOR BOYLE (PERSONNEL)

11-060-O - AN ORDINANCE AMENDING CHAPTER 13 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO CIVIL SERVICE. (REPLACEMENT) (TABLED 12-19-2011)

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

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

12-001-O - AN ORDINANCE AUTHORIZING ESTABLISHMENT OF FEES AND FINES BY RESOLUTION, AMENDING SECTION 31-1 AND ADDING A NEW SECTION 31-8 OF THE DULUTH CITY CODE, 1959, AS AMENDED.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

12-003-O - AN ORDINANCE AUTHORIZING THE GRANT OF AN EASEMENT ALONG WITH THE DULUTH AIRPORT AUTHORITY, AS GRANTORS, IN FAVOR OF MINNESOTA POWER (LEGALLY INCORPORATED AS ALLETE) FOR UNDERGROUND ELECTRICAL UTILITY PURPOSES.

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS
