

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Monday, September 24, 2012, 7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES - May 29, 2012.

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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 OF BOARDS AND COMMISSIONS

*12-0924-01 Duluth parking commission: (a) Minutes of: (1) July 24; (b) August 17, 2012, meetings; (b) Resolution 2012-17, retaining a two hour limit for eight parking meters at 925 and 1026 East Superior Street, pursuant to Section 33-78 of the Duluth City Code. -- Received

*12-0924-02 Duluth public arts commission minutes of: (a) March 30; (b) April 16; (c) May 21; (d) June 18; (e) July 16; (f) August 20, 2012, meetings. -- 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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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 KRUG

(FINANCE)

12-0464R - RESOLUTION CONFIRMING THE ASSESSMENT ROLL LEVIED TO DEFRAY THE ASSESSABLE PORTION OF SANITARY SEWER IN COLUMBIA STREET.

12-0467R - RESOLUTION CONFIRMING THE ASSESSMENT ROLL LEVIED FOR REASSESSMENT OF CANCELED GARBAGE ASSESSMENT.

12-0469R - RESOLUTION APPROVING A SPIRIT MOUNTAIN RECREATION AREA AUTHORITY LEASE PURCHASE AGREEMENT FOR A GROOMER IN THE AMOUNT OF \$271,000.

COMMITTEE 1

BY COUNCILOR KRUG

(FINANCE)

12-0470R - RESOLUTION PROVIDING FOR THE DEFEASANCE OF BONDS AND CANCELLATION OF CERTAIN TOURISM TAXES.

12-0487R - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF DULUTH AND CITY OF DULUTH SUPERVISORY ASSOCIATION FOR THE YEARS 2012-2014.

12-0488R - RESOLUTION APPROVING A COLLECTIVE BARGAINING AGREEMENT BETWEEN CITY OF DULUTH AND THE CONFIDENTIAL UNIT OF THE CITY OF DULUTH, REPRESENTED BY CHICAGO AND MIDWEST REGIONAL JOINT BOARD, AFFILIATED WITH WORKERS UNITED/SEIU, FOR THE YEARS 2012-2014.

BY COUNCILOR KRAUSE

(PURCHASING & LICENSING)

12-0461R - RESOLUTION IN THE MATTER OF THE ON SALE WINE LICENSE AND ON SALE 3.2 PERCENT MALT LIQUOR LICENSE OF TRM, INC. (SAMMY'S PIZZA & RESTAURANT), 403 NORTH CENTRAL AVENUE.

12-0462R - RESOLUTION IN THE MATTER OF THE OFF SALE INTOXICATING LIQUOR LICENSE OF JNC LIQUORS, INC. (WILD WEST LIQUOR), 318 NORTH CENTRAL AVENUE.

12-0465R - RESOLUTION INCREASING THE ORIGINAL PURCHASE ORDER ISSUED TO DULUTH READY MIX, INC., FOR CLASS 5 GRAVEL TO BE USED IN FLOOD PROJECTS, BY \$126,122.97, FOR A NEW TOTAL FLOOD-RELATED CONTRACT AMOUNT OF \$146,122.97.

12-0466R - RESOLUTION INCREASING THE ORIGINAL PURCHASE ORDER ISSUED TO NORTHLAND CONSTRUCTORS OF DULUTH, LLC, FOR HOT MIX FINES BY \$176,050.91, TO BE USED IN FLOOD PROJECTS, FOR A NEW CONTRACT TOTAL OF \$697,550.91.

12-0473R - RESOLUTION AUTHORIZING A CONTRACT WITH LANDSCAPE STRUCTURES, INC., FOR THE PURCHASE AND DELIVERY OF PLAYGROUND EQUIPMENT IN THE AMOUNT OF \$14,043.38 FOR PORTLAND SQUARE PARK AND \$101,538.84 FOR LESTER PARK FOR A TOTAL COMBINED AMOUNT OF \$115,582.22.

12-0486R - RESOLUTION APPROVING ISSUANCE OF AN ON SALE WINE LICENSE TO MINNESOTA WINE EXCHANGE, LLC (MINNESOTA WINE EXCHANGE), 3 WEST SUPERIOR STREET.

NEW 12-0492R - RESOLUTION REQUESTING THE PLANNING COMMISSION REVIEW MIXED USE ZONE DISTRICTS.

COMMITTEE 2

BY COUNCILOR STAUBER

(PLANNING & ECONOMIC DEVELOPMENT)

12-0468R - RESOLUTION AUTHORIZING THE ACCEPTANCE OF A BROWNFIELD REVOLVING LOAN FUND GRANT FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY AND THE EXECUTION OF THE AGREEMENT RELATED THERETO.

NEW 12-0471R - RESOLUTION VACATING PORTIONS OF PLATTED UTILITY EASEMENTS AT 3780 AND 3820 LONDON ROAD (CHATEAU MANOR, LLC).

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

12-0156R - RESOLUTION APPROVING A ST. LOUIS COUNTY PROJECT PROVIDING FOR THE CONSTRUCTION, RECONSTRUCTION OR IMPROVEMENT OF 40TH AVENUE WEST AND HAINES ROAD FROM 190 FEET NORTH OF NINTH STREET TO MORRIS THOMAS ROAD WITHIN THE CORPORATE LIMITS OF THE CITY OF DULUTH.

12-0477R - RESOLUTION AWARDDING A CONTRACT TO KTM PAVING, INC., FOR VERMILION ROAD FLOOD RECONSTRUCTION IN THE AMOUNT OF \$107,150.02.

12-0478R - RESOLUTION ORDERING THE CONSTRUCTION OF APPROXIMATELY 165 FEET OF SANITARY SEWER IN LAKESIDE COURT EASEMENT BEGINNING AT LAKE SUPERIOR AND EXTENDING NORTHERLY AT AN ESTIMATED COST OF \$37,827.04.

12-0479R - RESOLUTION AWARDDING A CONTRACT TO BILLMAN CONSTRUCTION, INC., FOR GOGEBIC STREET AND LANIGAN BOULEVARD DITCH AND CULVERT IMPROVEMENTS IN THE AMOUNT OF \$59,990.

12-0480R - RESOLUTION AWARDDING A CONTRACT TO KTM PAVING, INC., FOR SEVENTH AVENUE EAST FLOOD DAMAGE RECONSTRUCTION IN THE AMOUNT OF \$82,102.71.

12-0481R - RESOLUTION AWARDDING A CONTRACT TO ULLAND BROTHERS, INC., FOR WEST TENTH STREET REPAIRS IN THE AMOUNT OF \$78,910.38.

12-0482R - RESOLUTION AMENDING CONTRACT C-21627 WITH HANCO UTILITIES, INC., FOR CONSTRUCTION OF HIGH PRESSURE GAS MAINS AND SERVICES AT VARIOUS CITY LOCATIONS IN THE AMOUNT OF \$570,000 FOR A NEW TOTAL OF \$1,196,621.

12-0484R - RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES PARKS AND TRAILS LEGACY GRANT PROGRAM AND TO ENTER INTO A GRANT AGREEMENT FOR THE LOWELL TO LAKEWALK TRAIL.

12-0485R - RESOLUTION AUTHORIZING APPLICATION TO THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES PARKS AND TRAILS LEGACY GRANT PROGRAM AND TO ENTER INTO A GRANT AGREEMENT FOR THE BAYFRONT TO CROSS-CITY TRAIL.

BY COUNCILOR FOSLE (PUBLIC SAFETY)

12-0472R - RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY IN THE AMOUNT OF \$203,776 FOR THE 2013 TOWARDS ZERO DEATHS PROJECT.

12-0474R - RESOLUTION AUTHORIZING MUTUAL AID AGREEMENT WITH THE CITY OF SUPERIOR.

12-0476R - RESOLUTION AWARDDING A CONTRACT TO M & T FIRE SAFETY, INC., FOR THE TAX-EXEMPT PURCHASE AND DELIVERY OF 16 DRAGER UCF9000 THERMAL IMAGING CAMERAS IN THE AMOUNT OF \$162,400.

12-0483R - RESOLUTION ESTABLISHING AN ACCESSIBLE PARKING SPACE.

END OF CONSENT AGENDA

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

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

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

NEW 12-059-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM I-W, TO MU-W, THE PROPERTIES LOCATED AT 1119, 1123 AND 1127 MINNESOTA AVENUE (RAY ROBBINS).

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS
