

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Monday, December 3, 2012, 7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC HEARINGS - 7:00 p.m. - 2012 Budget and Levy.

7:00 p.m. - Capital Improvement Plan (CIP) for 2013-2017; Intent to Issue CIP Bonds; Reallocation of Previously Issued CIP Bonds.

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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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PRESENTATION OF PETITIONS AND OTHER COMMUNICATIONS

*12-1203-01 Todd Johnson communication regarding the proposed amendments to the sign code (12-070-O). -- Received

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REPORTS FROM THE ADMINISTRATION

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REPORTS FROM OTHER OFFICERS

*12-1203-02 Chief engineer of transportation report on the request by the city council to review the feasibility of creating a four way stop and/or installing stop lights at the intersection of 75th Avenue West and Grand Avenue/Highway 23 (11-0367R). -- Received

*12-1203-03 Clerk application for exempt permit (raffle) to the Minnesota gambling control board from Lake Superior Chapter of Muskies, Inc., on March 9, 2012. -- Received

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REPORTS OF BOARDS AND COMMISSIONS

*12-1203-04 Duluth public utilities commission minutes of October 16, 2012, meeting. -- Received

*12-1203-05 Duluth transit authority: (a) Minutes of August 29, 2012, meeting; (b) Income statement of September 2012. -- Received

*12-1203-06 Parks and recreation commission minutes of November 14, 2012, 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 (PUBLIC WORKS & UTILITIES)

BY COUNCILOR JULSRUD/COUNCILOR KRAUSE

12-0546R - RESOLUTION REQUESTING DESIGN FOR A PERMANENT STREET IN AND AROUND JOSHUA AVENUE FROM MAPLE GROVE ROAD TO ARROWHEAD ROAD. (TABLED 10/22)

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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)

12-0597R - RESOLUTION APPROVING THE FISCAL YEAR JANUARY 1, 2013, TO DECEMBER 31, 2013, OPERATION BUDGET OF THE DULUTH AIRPORT AUTHORITY

BY COUNCILOR BOYLE (PERSONNEL)

12-0596R - RESOLUTION AUTHORIZING PAY EQUITY REPORTS REQUIRED FOR A REQUEST FOR RECONSIDERATION TO THE MINNESOTA MANAGEMENT AND BUDGET PAY EQUITY DIVISION.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

NEW 12-0590R - RESOLUTION AUTHORIZING AN AMENDMENT TO THE AGREEMENT WITH THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY (DEDA) RELATING TO THE INTERSTATE PARKING MANAGEMENT AGREEMENT. (REPLACEMENT)

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

12-0602R - RESOLUTION AWARDED A CONTRACT TO WATTERS & SONS EXCAVATING, LLC FOR CONSTRUCTION OF THE GREENE STREET BOX CULVERT IN THE AMOUNT OF \$202,827.

END OF CONSENT AGENDA

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

COMMITTEE 1

BY COUNCILOR KRUG

(FINANCE)

NEW 12-0593R - RESOLUTION ESTABLISHING ANNUAL BONDING PLAN FOR 2013.

12-0594R - RESOLUTION OF THE CITY OF DULUTH, MINNESOTA, STATING THE INTENT TO ISSUE GENERAL OBLIGATION CAPITAL EQUIPMENT NOTES, SERIES 2013, AND APPROVING THE CAPITAL EQUIPMENT LIST ASSOCIATED WITH THE NOTES IN THE APPROXIMATE AMOUNT OF \$4,600,000.

12-0598R - RESOLUTION APPROVING THE FISCAL YEAR JANUARY 1, 2013, TO DECEMBER 31, 2013, OPERATION BUDGET OF THE DULUTH TRANSIT AUTHORITY.

12-0603R - RESOLUTION APPROVING CAPITAL IMPROVEMENT PLAN AND STATING INTENT TO ISSUE GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS UNDER MINNESOTA STATUTES, SECTION 475.521.

BY COUNCILOR KRAUSE

(PURCHASING & LICENSING)

12-0584R - RESOLUTION AUTHORIZING CHANGE ORDER ONE TO CONSTRUCTION CONTRACT 21763 WITH HUNT ELECTRIC CORPORATION FOR THE INSTALLATION OF NEW TYPE A AND TYPE B LIGHT FIXTURES AT ENGER PARK, AN INCREASE OF \$43,313, AND A NEW CONTRACT TOTAL OF \$167,414.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

12-0595R - RESOLUTION AUTHORIZING AN AGREEMENT WITH MORAN, STAHL & BOYER-FL, LLC, FOR DEVELOPMENT OF AN ECONOMIC DEVELOPMENT PLAN FOR AN AMOUNT UP TO \$100,000.

BY PRESIDENT HARTMAN

(COMMITTEE OF THE WHOLE)

12-0601R - RESOLUTION SETTING LEGISLATIVE INITIATIVES FOR THE 2013 LEGISLATIVE SESSION.

COMMITTEE 3

BY COUNCILOR LARSON (RECREATION, LIBRARIES & AUTHORITIES)

12-0599R - RESOLUTION GRANTING APPROVAL AND IMPLEMENTATION OF THE WASHINGTON SQUARE MINI-MASTER PLAN.

12-0600R - RESOLUTION GRANTING APPROVAL AND EXECUTION OF A LEASE AGREEMENT WITH THE DULUTH AREA FAMILY YMCA FOR SHARED USE OF THE UPPER LEVEL OF THE WOODLAND COMMUNITY CENTER.

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

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

COMMITTEE 1

BY COUNCILOR KRUG (FINANCE)

12-073-O - AN ORDINANCE DETERMINING THE SUM TO BE RAISED BY TAXATION FOR GENERAL PURPOSES FOR THE YEAR 2013.

12-074-O - AN ORDINANCE DETERMINING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, DULUTH TRANSIT AUTHORITY, FOR THE YEAR 2013.

12-076-O - AN ORDINANCE SETTING THE BUDGET FOR THE FISCAL YEAR 2013 APPROPRIATING MONIES FOR THE SUPPORT OF THE CITY GOVERNMENT, PUBLIC UTILITIES AND PUBLIC ENTERPRISE FUNDS AND FOR OTHER PURPOSES.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

12-075-O - AN ORDINANCE AMENDING ORDINANCE NUMBER 10162 AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH AS REFERENCED IN CHAPTER 50 OF THE DULUTH CITY CODE, 1959, AS AMENDED, TO CORRECT THE LEGAL DESCRIPTION (CITY OF DULUTH).

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

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

12-068-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM RR-2 TO R-P THE PROPERTY LOCATED AT THE NORTHERN SHORES TOWNHOMES LOW DENSITY PLANNED DEVELOPMENT (CITY OF DULUTH).

12-069-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM R-1 TO R-P THE PROPERTY LOCATED AT THE BLUFFS RIDGE ESTATES LOW DENSITY PLANNED DEVELOPMENT (CITY OF DULUTH).

12-070-O - AN ORDINANCE CREATING SECTIONS 50-15.7 AND 50-18.5, AND AMENDING SECTIONS 50-2, 50-13.3, 50-14.6, 50-14.7, 50-15.2, 50-18.4, 50-19.8, 50-20.3, 50-20.5, 50-27, 50-35, 50-37.1, 50-37.11, 50-38.6, 50-38.7, AND 50-41 OF THE DULUTH CITY CODE.

12-071-O - AN ORDINANCE GRANTING TO RITCH MAKOWSKY A CONCURRENT USE PERMIT FOR CONSTRUCTION OF AN ACCESSIBLE RAMP TO PROJECT INTO THE NORTH 29TH AVENUE WEST RIGHT-OF-WAY.

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COUNCILOR QUESTIONS AND COMMENTS

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COUNCILOR PREVIEW OF UPCOMING BUSINESS