

AGENDA FOR THE DULUTH CITY COUNCIL MEETING

REPLACEMENT

Monday, September 23, 2013, 7:00 p.m.

ROLL CALL

PLEDGE OF ALLEGIANCE

PUBLIC HEARING - 7:00 P.M. - Amended and Restated Loan B Agreement with AAR Aircraft Services, Inc.

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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

*13-0923-01 Robyn Christianson, et al. (four signatures) petition for watermain in Oxford, Livingston and Glenwood streets. -- Assessor

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REPORTS FROM THE ADMINISTRATION

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REPORTS FROM OTHER OFFICERS

*13-0923-02 Clerk application for exempt permit to the Minnesota gambling control board from the ALS Association, MN/ND/SD Chapter on February 1, 2014 (raffle). -- Received

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REPORTS OF BOARDS AND COMMISSIONS

*13-0923-03 Civil service board minutes of: (a) June 4; (b) June 25, 2013, meetings. -- Received

*13-0923-04 Duluth parking commission: (a) Minutes of July 12, 2013, meeting; (b) Resolutions, pursuant to Section 33-85 of the Duluth City Code, to: (1) Prohibit parking on the south side of Linzie Road (2013-17); (2) Prohibit parking on both sides of 12th Avenue East between First Street and Second Street (2013-18). -- Received

*13-0923-05 Library board minutes of: (a) May 28; (b) June 25, 2013, 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 HARTMAN (FINANCE)

13-0481R - RESOLUTION AUTHORIZING A LINE OF CREDIT IN THE AMOUNT OF \$300,000 FOR THE ARROWHEAD ZOOLOGICAL SOCIETY.

13-0483R - RESOLUTION AUTHORIZING ACCEPTANCE OF A CROSS COUNTRY SKI TRAIL ASSISTANCE PROGRAM GRANT AGREEMENT FOR YEAR 2013-2014 WITH THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES IN AN AMOUNT NOT TO EXCEED \$11,000.

NEW 13-0493R - RESOLUTION AUTHORIZING CITY OFFICIALS TO TRANSFER \$50,000 FROM THE TOURISM TAX FUND BALANCE TO THE GREAT LAKES AQUARIUM TO PROVIDE A LOCAL MATCH FOR A \$200,000 STATE OF MINNESOTA LEGACY FUND AWARD.

BY COUNCILOR KRAUSE (PURCHASING & LICENSING)

13-0480R - RESOLUTION INCREASING THE ORIGINAL PURCHASE ORDER TO TITAN MACHINERY, INC., FOR OEM REPLACEMENT PARTS AND LABOR FOR CASE EQUIPMENT BY \$20,000, FOR A NEW CONTRACT TOTAL OF \$68,000.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

13-0478R - RESOLUTION AUTHORIZING AN AMENDED AND RESTATED LOAN B AGREEMENT WITH AAR AIRCRAFT SERVICES, INC., IN AN AMOUNT NOT TO EXCEED \$500,000, AND FURTHER AUTHORIZING A FIRST AMENDMENT TO THE MINNESOTA INVESTMENT FUND GRANT AGREEMENT WITH THE MINNESOTA DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT.

NEW 13-0486R - 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 \$260,000. **(REPLACEMENT)**

NEW 13-0487R - RESOLUTION AWARDED A CONTRACT TO VONCO V DULUTH, LLC, TO PERFORM DEMOLITION, TRANSPORTATION, DISPOSAL AND SITE RESTORATION SERVICES.

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

13-0488R - RESOLUTION OF INTENT TO CONSTRUCT PUBLIC WATERMAIN AND SERVICES ON LIVINGSTON AVENUE AND TO ASSESS A PORTION OF THE COSTS THEREOF.

13-0489R - RESOLUTION ORDERING THE IMPROVEMENT OF PLUM STREET FROM NINTH AVENUE EAST TO SKYWOOD LANE BY CITY MAINTENANCE OPERATIONS AT AN ESTIMATED COST OF \$10,000.

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

13-0490R - RESOLUTION AUTHORIZING A FIRST AMENDMENT TO THE ORPHANAGE WATER TOWER SITE LEASE AGREEMENT BETWEEN NEW CINGULAR WIRELESS PCS, LLC, AND THE CITY OF DULUTH.

BY COUNCILOR FOSLE (PUBLIC SAFETY)

13-0482R - RESOLUTION ESTABLISHING ACCESSIBLE PARKING SPACES.

END OF CONSENT AGENDA

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

COMMITTEE 3

BY COUNCILOR JULSRUD (PUBLIC WORKS & UTILITIES)

13-0479R - RESOLUTION AUTHORIZING AN AGREEMENT WITH ST. LOUIS COUNTY FOR LIGHTING AND MAINTENANCE OF THE CSAH 91 (HAINES ROAD) PEDESTRIAN UNDERPASS.

13-0485R - RESOLUTION AWARDED A CONTRACT TO NORTHLAND CONSTRUCTORS OF DULUTH, LLC, FOR CONSTRUCTION OF THE CROSS CITY TRAIL PHASE I IN THE AMOUNT OF \$1,367,452.19.

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

ORDINANCE TABLED

COMMITTEE 1

BY COUNCILOR HARTMAN (FINANCE)

13-048-O - AN ORDINANCE AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF GENERAL OBLIGATION BONDS IN THE MAXIMUM AMOUNT OF \$875,000 OF THE CITY OF DULUTH TO FINANCE CROSS CITY TRAIL PHASE I UPON TERMS AND CONDITIONS TO BE PROVIDED BY RESOLUTIONS OF THE CITY COUNCIL AND LEVYING TAXES FOR THE PAYMENT THEREOF. (TABLED 8/12)

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

COMMITTEE 1

BY COUNCILOR HARTMAN (FINANCE)

13-064-O - AN ORDINANCE AMENDING SECTION 1-2 OF THE DULUTH CITY CODE, 1959, AS AMENDED, ADDING CITY ASSESSOR DEFINITION.

COMMITTEE 1

BY COUNCILOR GARDNER (PERSONNEL)

13-053-O - AN ORDINANCE AMENDING ARTICLE XXVIII OF CHAPTER 2 OF THE DULUTH CITY CODE, 1959, AS AMENDED, RELATING TO THE AMERICAN INDIAN COMMISSION.

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

13-065-O - AN ORDINANCE GRANTING TO WHOLE FOODS CO-OP A CONCURRENT USE PERMIT FOR THE INSTALLATION OF AN ELECTRICAL CONNECTION UNDER EAST FOURTH ALLEY.

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

COMMITTEE 2

BY COUNCILOR STAUBER (PLANNING & ECONOMIC DEVELOPMENT)

13-062-O - AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF DULUTH TO PROVIDE FOR THE RECLASSIFICATION FROM RESIDENTIAL-URBAN (R-2) TO MIXED USE-NEIGHBORHOOD (MU-N), FOR PROPERTIES BETWEEN NORTH 24TH AVENUE WEST AND NORTH 28TH AVENUE WEST FROM THE WEST FOURTH STREET ALLEY TO THE WEST THIRD STREET ALLEY (CITY OF DULUTH).

COUNCILOR QUESTIONS AND COMMENTS

COUNCILOR PREVIEW OF UPCOMING BUSINESS
