

UNOFFICIAL ACTIONS

DULUTH CITY COUNCIL MEETING

Monday, December 15, 2014, 7:00 p.m.

ROLL CALL -- **ALL PRESENT**

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RESOLUTION FOR RECONSIDERATION

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

[14-0599R](#)  - RESOLUTION ADOPTING LICENSE, PERMIT, FINE, PENALTY AND OTHER CHARGES FOR 2015. (AS AMENDED) -- **PASSED 7-2 (Fosle, Krug)**

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RESOLUTION TABLED

COMMITTEE 3

BY COUNCILOR FOSLE (PUBLIC SAFETY)

[14-0557R](#)  - RESOLUTION REQUESTING THE CITY ADMINISTRATION DESIGNATE AND RE-OPEN THE MAGNEY-SNIVELY TRAILS AND THE 1.5 MILES OF AMITY TRAIL FOR HORSEBACK RIDING AND THE PRESERVATION OF HISTORIC MULTI USE ON MISSION CREEK TRAIL. (TABLED 10/27) -- **REMOVED FROM AGENDA**

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MOTIONS AND RESOLUTIONS

The following entitled resolutions are to be considered at this time:

COMMITTEE 3

BY COUNCILOR FOSLE AND PRESIDENT LARSON

[14-0628R](#)  - RESOLUTION OF SUPPORT TO COMMISSION A MAGNEY SNIVELY TRAIL STUDY TO EVALUATE THE SUITABILITY OF EQUESTRIAN USE. -- **PASSED UNANIMOUSLY**

[14-0629R](#)  - RESOLUTION OF SUPPORT TO COMMISSION A MISSION CREEK TRAIL STUDY TO EVALUATE THE SUITABILITY OF EQUESTRIAN USE. -- **PASSED UNANIMOUSLY**

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CONSENT AGENDA

All matters listed under the consent agenda were enacted by one unanimous motion.

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

[14-0612R](#)  - RESOLUTION AUTHORIZING AN ADDENDUM TO AGREEMENT C21646 WITH EVER-GREEN DULUTH, LLC, FOR THE ADDITION OF LEASING CITY OWNED VEHICLES. -- **PASSED**

[14-0617R](#)  - RESOLUTION APPROVING THE FISCAL YEAR JANUARY 1, 2015 TO DECEMBER 31, 2015, OPERATION BUDGET OF THE DULUTH AIRPORT AUTHORITY. -- **PASSED**

BY COUNCILOR HANSON (PURCHASING & LICENSING)

[14-0632R](#)  - RESOLUTION AUTHORIZING A FIVE-YEAR CONTRACT AGREEMENT WITH ACCRUENT, LLC, FOR PROFESSIONAL SERVICES FOR A COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM, STARTING IN 2015, TO BE PAID ANNUALLY AND A TOTAL FIVE YEAR CONTRACT AMOUNT NOT TO EXCEED \$86,708. -- **PASSED**

BY COUNCILOR GARDNER (PERSONNEL)

[14-0618R](#)  - RESOLUTION RE-ELECTING A MEMBER TO THE BOARD OF MANAGERS OF THE DULUTH/NORTH SHORE SANITARY DISTRICT PURSUANT TO MINNESOTA STATUTES, SECTION 442A.14, SUBDIVISION 7. -- **PASSED**

[14-0625R](#)  - RESOLUTION CONFIRMING THE APPOINTMENT OF BRYAN BUSHEY AS FIRE CHIEF OF THE CITY OF DULUTH. -- **PASSED**

COMMITTEE 2

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

[14-0609R](#)  - RESOLUTION OF INTENT TO SELL OR CONVEY CERTAIN PROPERTY WITHIN THE CITY OF DULUTH TO THE STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION FOR THE DEVELOPMENT AND UPGRADE OF THE HIGHWAY 23/GRAND AVENUE -- **PASSED**

BY PRESIDENT LARSON (COMMITTEE OF THE WHOLE)

[14-0626R](#)  - RESOLUTION AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT WITH DULUTH SUPERIOR PUBLIC ACCESS COMMUNITY TELEVISION, INC., FOR COMMUNITY ACCESS CABLECASTING, TRAINING, PRODUCTION AND ADMINISTRATION SERVICES IN 2015 IN THE NET AMOUNT OF \$181,640. -- **PASSED**

COMMITTEE 3

BY COUNCILOR FILIPOVICH (PUBLIC WORKS & UTILITIES)

[14-0582R](#)  - RESOLUTION RESCINDING AWARD OF A CONTRACT WITH WATTERS & SONS EXCAVATING, INC. FOR CONSTRUCTION OF THE 2012 FLOOD REPAIR - BRIDGE 69K19 (OLD BRIDGE L8496) ON TOLEDO STREET IN THE AMOUNT OF \$251,117, AND AWARDING THE CONTRACT TO NORTHLAND CONSTRUCTORS OF DULUTH, LLC IN THE AMOUNT OF \$251,706. -- **PASSED**

BY COUNCILOR FOSLE (PUBLIC SAFETY)

[14-0613R](#)  - RESOLUTION OF SUPPORT FOR A PROJECT APPLICATION BY THE ST. LOUIS COUNTY PUBLIC WORKS DEPARTMENT FOR FUNDING FOR INSTALLATION OF A TRAFFIC SIGNAL AT RICE LAKE ROAD AND AIRPORT ROAD. -- **PASSED**

[14-0614R](#)  - RESOLUTION OF SUPPORT FOR A PROJECT APPLICATION BY THE ST. LOUIS COUNTY PUBLIC WORKS DEPARTMENT FOR FUNDING FOR INSTALLATION OF TRAFFIC SIGNAL CONFIRMATION LIGHTS AT 14 INTERSECTIONS IN THE CITY OF DULUTH AND THE CITY OF HERMANTOWN. -- **PASSED**

BY PRESIDENT LARSON (RECREATION, LIBRARIES & AUTHORITIES)

[14-0619R](#)  - RESOLUTION AMENDING RESOLUTION 14-0089 AUTHORIZING APPLICATION TO, AND IF OFFERED, ACCEPTANCE OF, A MINNESOTA DEPARTMENT OF NATURAL RESOURCES MATCHING FUNDS GRANT FOR 2.5 MILES OF ADDITIONAL SECTIONS OF MOUNTAIN BIKE TRAIL, TO INCLUDE SPECIFIC LANGUAGE REQUIRED BY THE STATE. -- **PASSED**

[14-0620R](#)  - RESOLUTION AUTHORIZING A JOINT POWERS AGREEMENT WITH THE STATE OF MINNESOTA, IN AN AMOUNT NOT TO EXCEED \$10,000, FOR THE REMOVAL AND PROPER DISPOSAL OF SUSPECTED EMERALD ASH BORER INFESTED ASH TREES THROUGH JUNE 30, 2016. -- **PASSED**

[14-0621R](#)  - RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH BOYS AND GIRLS CLUB OF THE NORTHLAND TO PROVIDE OUTSIDE OF SCHOOL TIME PROGRAMMING IN THE CITY'S LINCOLN PARK NEIGHBORHOOD AT AN ANNUAL COST OF \$20,000. -- **PASSED**

[14-0622R](#)  - RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH MYERS-WILKINS COMMUNITY SCHOOL COLLABORATIVE TO PROVIDE OUTSIDE OF SCHOOL TIME PROGRAMMING IN THE CITY'S EAST HILLSIDE NEIGHBORHOOD AT AN ANNUAL COST OF \$20,000. -- **PASSED**

[14-0623R](#)  - RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH ST. JAMES HOME OF DULUTH, DBA NEIGHBORHOOD YOUTH SERVICES, TO PROVIDE OUTSIDE OF SCHOOL TIME PROGRAMMING IN THE CITY'S CENTRAL HILLSIDE NEIGHBORHOOD AT AN ANNUAL COST OF \$20,000. -- **PASSED**

[14-0624R](#)  - RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH VALLEY YOUTH CENTER TO PROVIDE OUTSIDE OF SCHOOL TIME PROGRAMMING IN THE CITY'S WEST DULUTH NEIGHBORHOOD AT AN ANNUAL COST OF \$20,000. -- **PASSED**

END OF CONSENT AGENDA

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The following entitled resolutions were also considered:

COMMITTEE 1

BY COUNCILOR JUSLRUD (FINANCE)

[14-0616R](#)  - RESOLUTION APPROVING THE FISCAL YEAR JANUARY 1, 2015 TO DECEMBER 31, 2015, OPERATION BUDGET OF THE DULUTH TRANSIT AUTHORITY. -- **PASSED 8-0-1 (Hanson abstained)**

[14-0627R](#)  - RESOLUTION APPROVING THE FISCAL YEAR JANUARY 1, 2015, TO DECEMBER 31, 2015, BUDGETS OF THE DULUTH ECONOMIC DEVELOPMENT AUTHORITY. -- **PASSED UNANIMOUSLY**

COMMITTEE 2

BY PRESIDENT LARSON (COMMITTEE OF THE WHOLE)

[14-0615R](#)  - RESOLUTION APPROVING THE PROPOSED TRANSFER OF THE CABLE FRANCHISE CURRENTLY HELD BY CC VIII OPERATING, LLC D/B/A CHARTER COMMUNICATIONS. -- **PASSED UNANIMOUSLY**

BY PRESIDENT LARSON AND COUNCILORS GARDNER AND SIPRESS

[14-0630R](#)  - RESOLUTION SUPPORTING SEED SAVING WITHIN THE CITY OF DULUTH AND REQUESTING CHANGES IN STATE SEED LAW TO ALLOW SEED SHARING WITHOUT COST OR GERMINATION TESTING. -- **PASSED UNANIMOUSLY**

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INTRODUCTION AND CONSIDERATION OF ORDINANCES

ORDINANCES TABLED

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

[14-077-O](#)  - AN ORDINANCE AMENDING SECTIONS 41-24 AND 41-32 OF DULUTH CITY CODE, 1959, AS AMENDED, TO INCREASE THE MINIMUM CONTRACT AMOUNT IN SOLE SOURCE CONTRACTS REQUIRING CITY COUNCIL APPROVAL FROM MORE THAN \$25,000 TO MORE THAN \$50,000 AND ALLOWING THE PURCHASING AGENT, WITH THE APPROVAL OF THE CHIEF ADMINISTRATIVE OFFICER, TO AUTHORIZE THE AWARD OF NONCOMPETITIVE BID CONTRACTS OF \$50,000 OR LESS. (TABLED 12/8) -- **REMAINED ON TABLE**

COMMITTEE 2

BY COUNCILOR RUSS (PLANNING & ECONOMIC DEVELOPMENT)

[14-076-O](#)  - AN ORDINANCE DESIGNATING SAINT PETER'S CHURCH, 810 WEST THIRD STREET, AS A LOCAL HISTORIC PRESERVATION LANDMARK. (TABLED 12/8 FOR COMMITTEE MEETINGS) – **REMAINED ON TABLE**

The following entitled ordinances were read for the second time:

COMMITTEE 1

BY COUNCILOR JULSRUD (FINANCE)

[14-078-O](#)  (Ord. No. 10344) - AN ORDINANCE DETERMINING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL PARKS FUND LEVY FOR THE YEAR 2015. -- **PASSED 8-1 (Fosle)**

[14-079-O](#)  (Ord. No. 10345) - AN ORDINANCE DETERMINING THE SUM TO BE RAISED BY TAXATION FOR THE SPECIAL TAXING DISTRICT, DULUTH TRANSIT AUTHORITY, FOR THE YEAR 2015. -- **PASSED 8-0-1 (Hanson abstained)**

[14-080-O](#)  (Ord. No. 10346) - AN ORDINANCE DETERMINING THE SUM TO BE RAISED BY TAXATION FOR GENERAL PURPOSES FOR THE YEAR 2015. (AS AMENDED) -- **PASSED 7-2 (Fosle, Krug)**

[14-081-O](#)  (Ord. No. 10347) - AN ORDINANCE SETTING THE BUDGET FOR THE FISCAL YEAR 2015 APPROPRIATING MONIES FOR THE SUPPORT OF THE CITY GOVERNMENT, PUBLIC UTILITIES AND PUBLIC ENTERPRISE FUNDS AND FOR OTHER PURPOSES. (AS AMENDED) -- **PASSED 7-2 (Fosle, Krug)**

The meeting was adjourned at 8:22 p.m.