

**AGENDA FOR REGULAR COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Tuesday - September 1, 2009  
6:30 p.m. - Government Center, Board Room 201**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PROCLAMATIONS AND COMMENDATIONS**

**APPROVAL OF MINUTES** August 18, 2009 - Regular Council meeting

**1<sup>ST</sup> ORDER**

**PUBLIC HEARINGS**

**2<sup>ND</sup> ORDER**

**CONSENT AGENDA**

*The following items may be received and filed, referred, or approved as noted, by the Council utilizing a single vote. There will be no separate action on these items unless a Council member requests, and the Council approves. Communications are on file in the City Clerk's office, and may be viewed in their entirety during regular office hours.*

**COMMUNICATIONS AND REPORTS TO BE RECEIVED AND FILED:**

**State of Wisconsin**

1. Department of Administration:
  - a) Preliminary estimate of January 1, 2009 population, 27,100; and
  - b) Advising money for Retro-Fitting of Municipal Buildings available through the Energy Efficiency & Conservation Block Grant (EECBG).
2. Office of the Commissioner of Railroads Findings of Fact and Order regarding railroad crossings:
  - a) N. 28<sup>th</sup>, Belknap; and N. 12<sup>th</sup> Streets; and
  - b) Stinson Avenue aka 24<sup>th</sup> Avenue East.
3. Public Service Commission advising Northern States Power Company has requested approval to construct a Biomass Gasifier at Bay Front Power Plant in Ashland, Wisconsin.

**Douglas County**

4. Historical Society July 20, 2009 meeting minutes.

**City of Superior**

5. Deer Committee July 23, 2009 meeting minutes.
6. Liability Claims Committee July 16, 2009 meeting minutes.
7. Police & Fire Commission June 10, 2009 meeting minutes.
8. Urban Forestry Tree Board August 20, 2009 meeting minutes.

**Miscellaneous Communications and Reports**

9. Duluth Transit Authority Board of Directors May 27, 2009 meeting minutes.

## **MATTERS TO BE REFERRED TO:**

### **Liability Claims Committee**

10. Claim #09-23 Richard McNutt
11. Claim #09-24 Erik VanOvermeiren
12. Claim #09-25 Richard Hoffman
13. Claim #09-26 Tom Quick

### **Public Works Committee**

14. Petition signed by 17 residents of 320 24<sup>th</sup> Ave. East, “disturbed by the intensity of the horn blasted at each crossing by the BNSF trains along the railroad corridor extending along the water front between 1<sup>st</sup> and 2<sup>nd</sup> Streets and 24<sup>th</sup> and 26<sup>th</sup> Avenues East...”

### **6<sup>th</sup> Order – Resolutions**

15. Assistant Public Works Director Goetzman submitting preliminary resolution setting a public hearing to blacktop certain alleys in 2010.
16. Community Development Manager Gralewski submitting a resolution setting a public hearing to October 6, 2009 to amend the 2006 & 2009 Community Development Block Grant (CDBG) to reallocate funds.

## **STANDING COMMITTEE REPORTS TO BE APPROVED:**

### **17. Committee of the Whole, August 18, 2009**

1. To sell property known as 3717 E. 1<sup>st</sup> St. for minimum bid of \$1,000. (LS 09-01)

### **18. Finance Committee, August 13, 2009**

1. Receive & file 2008 Audit Report
3. Approve Kevin Peterson’s request for sewage credit in the amount of \$262.88.
4. Table Internal Auditor Activity summary until September 10<sup>th</sup> meeting.
5. Receive & File additional Free Drop off days at the City Landfill.
6. Hold in Committee the Animal Shelter Building review.
7. Receive and file July All checks register.
8. Receive and file July 2009 Financial Statements.

### **19. Human Resources Committee, August 17, 2009**

6. Receive and file July 2009 monthly personnel report.

### **20. License & Fees Committee, August 17, 2009**

1. Outdoor Alcohol service area regulations held in committee.

### **21. Public Safety Committee, May 13, 2009**

1. Nominate Councilor MacKenzie as Chair and Councilor Dalbec as Vice Chair.
2. Hold review of the Animal Ordinance in Committee.
3. Hold the Woodland Way playground site in Committee.

### **22. Public Safety Committee August 12, 2009**

1. Approve the Volunteer Service Agreement with Dr. Les Tekler.

**23. Public Works Committee, August 19, 2009**

1. Hold in Committee Traffic Calming Policy.
2. Hold in Committee Hendry's request for "Slow – Children Playing" sign between N. 12 & 13<sup>th</sup> & Clough and Weeks Avenues.
3. Remove Yield signs and install Stop signs on N. 29<sup>th</sup> St. at Hughitt, John, and Ogden Avenues.
4. Place School zone sign vicinity of N. 25<sup>th</sup> and Cumming Avenue.
5. Remove Stop signs at N. 6<sup>th</sup> on Fisher and Clough Avenues.
6. Hold in Committee for further review, Dalbec's request for right turn only on the south side of Broadway Street at Hammond Avenue intersection.
7. Deny MacKenzie's request for "Slow – Children Playing" sign and/or 5 mph signage in alley behind Fellows Street between Logan and Garfield Avenues.
8. Approve Herrick & MacKenzie's request for directional signage for bicycles/hikers, to the pedestrian route leading to the Bong Bridge from Belknap Street.

**LICENSES TO BE APPROVED: (all licenses approved contingent upon meeting code requirements)**

**City Clerk Kalan submitting:**

24. Miscellaneous licenses.
25. One Day Cabaret license application for Charlie Browns of Superior, Inc., Trade Name Charlie Browns, 1828 Iowa Avenue, for an event September 12, 2009.
26. Dodgies East End Tavern Inc., Trade Name: Dodgies East End Tavern, 2114 E. 5<sup>th</sup> St. application to amend the premise of a Class B Liquor & Beer License for a special event September 12, 2009.
27. Ronald E. Geegan, Trade Name: Jack's Place, 1923 Tower Avenue, application to amend the premise of a Class B Liquor & Beer License for a special event September 18 – 20, 2009.

**3<sup>RD</sup> ORDER**

**BUSINESS BY DEPARTMENT HEADS**

28. **Assistant Public Works Director Goetzman & Engineering Manager Roberts** recommending to approve Aero-Metric proposal for Impervious Surface Planimetric Map File Development for Multiple Areas for \$73,000.
29. **Finance Director Vito** submitting 2010-2011 General Fund Operating Budget (initial estimates). *Motion to receive and file would be in order, no action required.*
30. **Parks & Recreation Administrator Morgan** recommending to restructure and re-bid the Arrowhead Pier Project in January 2010.
31. **Police Chief Peters** requesting approval of the Voluntary Service Agreement with Dr. Les Tekler. *(see Public Safety Committee August 12, 2009 minutes)*

**4<sup>TH</sup> ORDER**

**BUSINESS BY THE MAYOR**

32. **Mayor Ross** reappointing Chad Matushak to the Liability Claims Committee for another three year term, expiring July 2012; and Charlotte Nelson to the Assessment Board of Review for another five year term expiring July 2014.

**5<sup>TH</sup> ORDER**

**BUSINESS BY COUNCILORS**

**6<sup>TH</sup> ORDER**

**RESOLUTIONS**

- 33. **R09-12896** Resolution introduced by the Public Works Department setting a public hearing to October 6, 2009, 6:30 p.m. in the Government Center, Board Room 201, and declaring intent to exercise special assessment powers under WI Statutes 66.0703 to Blacktop the following alleys in 2010, between:
  - 1. Hammond & Cumming Avenues – N. 54<sup>th</sup> & 55<sup>th</sup> Streets; and
  - 2. Oakes & Banks Avenues – N. 22<sup>nd</sup> & 23<sup>rd</sup> Streets
  
- 34. **R09-12897** Resolution introduced by the Planning Department setting a public hearing to October 6, 2009, at 6:30 p.m. in the Government Center Board Room 201, to amend the 2006 & 2009 Community Development Block Grant (CDBG) Action Plans.

**7<sup>TH</sup> ORDER**

**ORDINANCES**

- 35. **O09-3703** Ordinance introduced by the Public Works Committee amending City Code Ch 112, Traffic Code, Article II, Schedule A, Stops, by adding stop signs on North 29<sup>th</sup> Street at Hughitt, John, and Ogden Avenues (north/south).
  
- 36. **O09-3704** Ordinance introduced by the Public Works Committee amending City Code Ch 112, Traffic Code, Article II, Schedule A, Stops by, deleting stop signs on North 6<sup>th</sup> Street at Fisher and Clough Avenues.

**8<sup>TH</sup> ORDER**

**BUSINESS BY PUBLIC**

If you would like to speak before the Council, please sign your name on the sign-up sheet prior to the Council meeting. Due to requirements of the Wisconsin Open Meetings laws, only matters placed on this agenda may be approved by the Council at this meeting, however, citizens may address the Council regarding items which require no action. No personal attacks on individuals will be allowed, and all comments by members of the public shall be limited to three (3) minutes in length.

Citizens should contact the Mayor, a Councilor, or the City Clerk to have a matter placed on a future Council agenda for consideration.

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*Pursuant to the Americans with Disabilities Act of 1990, if you are in need of an accommodation to participate in the public meeting process, please contact the City Clerk's Office at (715) 395-7200 prior to the scheduled meeting. The City will attempt to accommodate any request depending on the amount of notice received. TDD (715) 395-7521.*  
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**In compliance with Wisconsin Open Meetings Law, this agenda was:**

Posted: Government Center, Court House, & Public Library,  
 Daily Telegram, Media & mailing list notified: August 27, 2009  
 Daily Telegram to sign and fax verification of receipt to 395-7264

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 Name date