

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Wednesday, November 7, 2018**

The Regular Meeting of the Common Council was called to order by Mayor Jim Paine at 6:30 p.m. in the Government Center, Board Room 201.

**1. PLEDGE OF ALLEGIANCE**

**2. ROLL CALL**

Present: Dan Olson, Jenny Van Sickle, Warren Bender, Jack Sweeney, Brent Fennessey, Tylor Elm, Ruth Ludwig, Craig Sutherland, Esther Dalbec – 9

Excused: Keith Kern – 1

Youth Councilors: Adam Lavine, Jeffrey Newman, Teagan Radtke, Paige Lach

Also Present: Mayor Paine, City Attorney Prell, City Clerk Kalan

**3. PROCLAMATIONS AND COMMENDATIONS**

Mayor Paine introduced Jeff Skrenes, Planning and Housing Coordinator, who briefly discussed his experience and plans for his position within the City.

- 4. APPROVAL OF MINUTES** October 16, 2018 - Regular Council meeting  
**MOTION by Councilor Bender, seconded by Ludwig and carried, to approve.**

**5. PUBLIC HEARINGS**

**5.1 R18-13408** Resolution introduced by the Community Development Division to approve the 2019 Community Development Block Grant Action Plan; authorizing staff to submit plan to U.S. Department of Housing and Urban Development.

No one spoke in favor or opposition to.

**MOTION by Councilor Olson, seconded by Bender and carried, to adopt the resolution. Councilor Van Sickle recused herself.**

**6. CONSENT AGENDA**

**MOTION by Councilor Fennessey, seconded by Dalbec and carried, to approve the Consent Agenda.**

**Communications and Reports Received and Filed:**

- 6.1** Mayor's Commission on Disabilities, September 17, 2018.  
**6.2** License and Fees Committee, October 8, 2018.h  
**6.3** Police and Fire Commission, October 10, 2018.

- 6.4 Redevelopment Authority for the City of Superior, October 17, 2018.
- 6.5 Parks & Recreation Commission, October 25, 2018.
- 6.6 Redevelopment Authority of the City of Superior Executive Director Serck, submitting report regarding sale of property to Lakehead Constructors, Inc.

## 7. STANDING COMMITTEE RECOMMENDATIONS FOR APPROVAL

### 7.1 Finance Committee, October 11, 2018

- 2) To approve a sewer credit request in the amount of \$4,094.01 to Manning Motel due to a broken pipe.
- 3) To approve agreement with the Superior-Douglas County Visitor Bureau for distribution of Room Tax.
- 4) To approve funding in the amount of \$200,000 in the 2019 CIP budget for the Webster “Dream” Park project.
- 5) To approve the renewal of the fire protection agreement with the Village of Superior for three years in the annual amount of \$77,834.09 contingent upon approval by the Village of Superior Board.
- 6) To approve the ordinance change of the small residential premises fee to \$7.25 and the large residential and commercial premises fee to \$9.00 per month.
- 7) To receive and file the report regarding Ehlers regarding potential refunding of existing bonds.
- 8) To approve transferring the City investment accounts to RBC Wealth Management for management and advisory services contingent upon verifying there would be no additional cost or penalties to transfer, and to verify the positive ratings of RBC.
- 9) To receive and file the CIP discussion.
- 10) To receive and file the Internal Audit report.
- 11) To receive and file the September 2018 check register.
- 12) To receive and file the Financial Statements – 2018 Expenditure vs. Budget Analysis.

**MOTION by Councilor Fennessey, seconded by Sutherland and carried, to approve.**

### 7.2 Human Resources Committee, October 15, 2018

- 2) a. To approve the revised Civil Service Commission Rules of Procedure #15.03;
- b. To approve the revised Non-Union Salary & benefits Policy/Handbook, Title Page; and
- c. To approve the revised Non-Union Salary & Benefits Policy/Handbook, Section 4 – Length of Service.
- 3) To approve the Local #27 Side Letter Agreement: Union Dues.
- 7) To receive and file the Monthly Personnel Report for September, 2018.

**MOTION by Councilor Bender, seconded by Sutherland and carried, to approve.**

**7.3 Plan Commission, October 17, 2018**

- 1) To approve Request to Submit a Certified Survey Map for the 1400 Block of New York Avenue.

**MOTION by Councilor Dalbec, seconded by Fennessey and carried, to approve.**

**7.4 Public Works Committee, October 17, 2018**

- 2) To approve Councilor Kern's residents request for sidewalk elimination on Lackawanna Avenue, North 22<sup>nd</sup> – 23<sup>rd</sup> Street.
- 3) To approve Councilor Fennessey's request for sidewalk elimination on the 2<sup>nd</sup> Avenue East portion at 109 East 4<sup>th</sup> Street, with the residents being responsible for removal on the East 4<sup>th</sup> Street Side.
- 4) To receive and file the Wastewater Treatment Plant Secondary Treatment & Power Distribution Improvements presentation.
- 5) To receive and file the ESD Director's Report.
- 6) To eliminate one block of calendar parking on 9th Avenue East from East 5th to East 6th Street.
- 8) To refer the matter of a proposed partnership between the City and the National League of Cities Utility Service Partners to the City Council, with a presentation by a company representative at an upcoming Council meeting.
- 9) To restripe Hammond Avenue down to one lane (in each direction) with a turn lane in the middle.
- 10) To eliminate calendar parking on the 1300 block of Cumming Avenue, designate no parking odd side and; eliminate calendar parking on the 1300 block of North 13th Street and designate no parking even side.
- 12) To approve revising Chapter 90 Article VII. - Motorized recreational vehicles, Sec. 90-359. - Designated trails/routes (c) routes as follows:  
adding:
  - Bardon Avenue/Woodlawn Road from Golf View Drive to 42nd Avenue.
  - 42nd Avenue East/S Co Rd A from Woodlawn Road to City Limit.
  - 42nd Avenue East northeast to East 18th Street to 39th Avenue East to Osaugie Trail.
  - East 5th Street from Stinson Avenue (24th Avenue East) to 21st Avenue Eastremoving:
  - 31st Avenue East from Loons Foot Landing/Osaugie Trail to East 5th Street.
  - East 5th Street between 21st Avenue East and 31st Avenue East.

**MOTION by Councilor Dalbec, seconded by Fennessey and carried, to approve.**

**8. BUSINESS BY DEPARTMENT HEADS**

City Clerk Kalan

- 8.1** Recommending approval of miscellaneous licenses.

**MOTION by Councilor Bender, seconded by Dalbec and carried, to approve.**

Police Chief Alexander

- 8.2** Recommending approval of amendment to Towing Service Contract with Budget Towing adding one year to the 2016 three year contract for Towing Services.  
**MOTION by Councilor Dalbec, seconded by Elm and carried, to approve.**

Finance Director Vito

- 8.3** Recommending approval of Amendment V to the Professional Service Agreement between Design Elemental and City of Superior through December 31, 2019.  
**MOTION by Councilor Elm, seconded by Fennessey and carried, to approve.**
- 8.4** Recommending approval of the 2019 Information Services Budget.  
**MOTION by Councilor Bender, seconded by Elm and carried, to approve.**
- 8.5** Recommending approval of the 2019 Economic Development Budget.  
**MOTION by Councilor Bender, seconded by Ludwig and carried, to approve.**
- 8.6** Recommending approval of the 2019 Liability Insurance Fund Budget.  
**MOTION by Councilor Fennessey, seconded by Bender and carried, to approve.**
- 8.7** Recommending approval of the 2019 Health and Dental Insurance Budget.  
**MOTION by Councilor Sutherland, seconded by Bender and carried, to approve.**

Parks, Recreation & Forestry Director Cadotte

- 8.8** Recommending approval of the use of up to \$117,805.83 of the 2019 CIP General Parks Improvements to be used to go towards the construction of the Wisconsin Point Dunes Restoration Project.  
**MOTION by Councilor Bender, seconded by Fennessey and carried, to approve.**

**9. BUSINESS BY THE MAYOR**

- 9.1** Appoint to the Mayor's Commission on Disabilities: Reggie Leckel for a term expiring May, 2019; and Rebecca Wilberg for a term expiring June, 2019.  
**MOTION by Councilor Dalbec, seconded by Bender and carried, to approve.**
- 9.2** Recommending that Council accept the recommendation of the Parks and Recreation Commission and maintain the operation of all Zagster stations except the Millennium Trail Station pending further review in the winter.  
Discussion on statistics of use, positive and negative effects hibernating, safety, and recommendation by Zagster.  
**MOTION by Councilor Fennessey, seconded by Olson to hibernate Zagster bikes. Roll call vote taken and failed due to lack of majority.**  
**AYE – 5 Olson, Bender, Sweeney, Fennessey, Sutherland.**  
**NO – 4 Van Sickle, Elm, Ludwig, Dalbec.**

## 10. BUSINESS BY COUNCILORS

### 11. RESOLUTIONS

- 11.1 R18-13409** Resolution approving the report of the Redevelopment Authority of the City of Superior and a Cooperation Agreement with the Redevelopment Authority of the City of superior, Wisconsin in connection with Lakehead Constructors, Inc. Project  
**MOTION by Councilor Olson, seconded by Elm and carried, to adopt the resolution.**
- 11.2 R18-13410** Resolution introduced by the Common Council of the City of Superior, Wisconsin, designating certain banks and investment firms as depositories for the city.  
**MOTION by Councilor Olson, seconded by Elm and carried, to adopt the resolution.**

### 12. ORDINANCES

- 12.1 O18-4097** Ordinance introduced by the City Council of the City of Superior amending City Code Chapter 2, Section 53, Compensation for Aldermen.  
**MOTION by Councilor Dalbec, seconded by Bender and carried, to adopt the ordinance.**
- 12.2 O18-4098** Ordinance introduced by the Public Works Committee and the Public Safety Committee Parks & Recreation Commission repealing and recreating Chapter 90 – Parks, Recreation and Forestry, Article VII – Motorized Recreational Vehicles.  
**MOTION by Councilor Sutherland, seconded by Fennessey and carried, to adopt the ordinance.**
- 12.3 O18-4099** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article VII, Schedule I, Streets Excluded from Calendar Parking, by adding North 13<sup>th</sup> – between Hammond and Cumming Avenues.  
**MOTION by Councilor Elm, seconded by Bender and carried, to adopt the ordinance.**
- 12.4 O18-4100** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article VII, Schedule I, Streets Excluded from Calendar Parking by adding 9<sup>th</sup> Avenue East between East 5<sup>th</sup> and East 6<sup>th</sup> Street.  
**MOTION by Councilor Fennessey, seconded by Bender and carried, to adopt the ordinance.**
- 12.5 O18-4101** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article VII, Schedule I, Streets Excluded from Calendar Parking by amending to read Cumming Avenue from North 13<sup>th</sup> Street to Belknap Street.

**MOTION by Councilor Elm, seconded by Bender and carried, to adopt the ordinance.**

**12.6 O18-4102** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article III, Parking, by adding No Parking on Even Side of Street, North 13<sup>th</sup> Street between Hammond and Cumming Avenues.  
**MOTION by Councilor Bender, seconded by Elm and carried, to adopt the ordinance.**

**12.7 O18-4103** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article III, Parking by adding No Parking on Odd Side, Cumming Avenue – west side, between North 13<sup>th</sup> and North 14<sup>th</sup> Streets.  
**MOTION by Councilor Bender, seconded by Elm and carried, to adopt the ordinance.**

**12.8 O18-4104** Ordinance introduced by the Common Council of the City of Superior amending City Code Chapter 112, Traffic Code, Article III, Schedule K, Disabled – Do Not Block Sidewalk Zones by adding 2324 Ogden Avenue.  
**MOTION by Councilor Bender, seconded by Sutherland and carried, to adopt the ordinance.**

**12.9 O18-4105** Ordinance introduced by the Common Council of the City of Superior amending City Code, Chapter 112, Traffic Code, Article III, Schedule K, Disabled – Do Not Block Sidewalk by removing 2619 Ogden Avenue.  
**MOTION by Councilor Bender, seconded by Sutherland and carried, to adopt the ordinance.**

**12.10O18-4106** Ordinance introduced by the Common Council of the City of Superior amending City Code, Chapter 112, Traffic Code, Schedule J, Disabled Parking Zones by adding 2619 Ogden Avenue.  
**MOTION by Councilor Bender, seconded by Fennessey and carried, to adopt the ordinance.**

**12.11O18-4107** Ordinance introduced by the Finance Committee amending Garbage Collection and Disposal Fees for Residential and Small Commercial Premises.  
**MOTION by Councilor Dalbec, seconded by Fennessey and carried, to adopt the ordinance.**

### **13. BUSINESS BY PUBLIC**

**Meeting adjourned at 7:11 p.m.**

Respectfully submitted,  
Terri Kalan, City Clerk  
Superior, Wisconsin

Approved this 20<sup>th</sup> day of November, 2018.

Attest:

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Mayor

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City Clerk