

**AGENDA FOR REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN**

*****Wednesday, April 8, 2009*****

6:30 p.m. - Government Center, Board Room 201

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND COMMENDATIONS

APPROVAL OF MINUTES March 17, 2009 - Regular Council meeting

1ST ORDER

PUBLIC HEARINGS

2ND 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 submitting Local Government Report, February 2009.
2. Department of Natural Resources Public Notice of intent to modify a Wisconsin Pollutant Discharge Elimination System (WPDES) Permit No. WI-0025593-07-01, Superior Sewage Disposal System, 51 E. 1st Street.
3. Department of Revenue Notice of Lottery and Gaming Credit Payment Mobile Home Parking Fees Only.

City of Superior

4. All checks register for the month of March 2009.

City of Superior Minutes/Reports

5. Library Board of Trustees, March 11, 2009 meeting minutes.
6. Mayor's Commission on Disabilities, January 19, 2009 meeting minutes.
7. Police & Fire Commission January 14, 2009, and February 11, 2009 meeting minutes.
8. Redevelopment Authority of the City of Superior (RACS) March 26, 2009 meeting minutes.

Douglas County

9. Douglas County Historical Society, February 16, 2009.

Miscellaneous Communications and Reports

10. Thank you from the Huck Family.

MATTERS TO BE REFERRED TO:

Liability Claims Committee

11. Claim #09-10 Adam W Johnson
12. Claim #09-11 Kyle D. Talaska
13. Claim #09-12 Gale and Sandra Rachuy

Parks & Recreation Commission

14. Councilor Olson requesting a resolution requiring children under the age of 18 to wear protective headgear on City operated ice/hockey rinks.

Plan Commission

15. David LaLiberte, 24 Quechee Street, request to vacate a portion of New York Avenue between Wellington Street and Park Place. (VAC 09-02)

Public Works Committee

16. Councilor Bridge requesting review of parking at 2415 E. 5th St., Regina Hill apartment building.
17. Councilor Bridge requesting repair of the alley between 24th and 25th Avenues East and East 2nd and East 3rd Streets.
18. Councilor Hendry requesting review of the signage on the 1500 block of Ogden Avenue.

Public Safety Committee

19. Councilor Bridge requesting review of the Animal Ordinance.

6th Order – Resolutions

Planning Director Serck submitting resolutions:

20. Approving the Report of the Redevelopment Authority of the City of Superior (RACS) regarding the Development Agreement with D & S Development, Inc.
21. Accepting a Street and Utility Easement In Connection with the Winter Street Industrial Park.
22. Three year Harbor Development Statement of Intentions.

Community Development Manager Gralewski submitting resolutions setting public hearings, May 19, 2009 for the following:

23. 2008 Consolidated Annual Performance and Evaluation Report (CAPER); and
24. Community Development Needs and Fair Housing Choice.

7th Order – Ordinances

25. City Clerk Kalan and Planning Director Serck requesting to amend Chapter 6, Signs, Section 6-23 regarding political signs within the City.

STANDING COMMITTEE REPORTS TO BE APPROVED:

26. Finance Committee March 12, 2009

2. Receive and file information from Chris Bronson.
3. Receive and file Health Insurance Committee overview.
4. Hold Take Home Squad Program in committee.
5. Receive and file Animal Shelter Building review.

6. Receive and file the All Check Register for February 2009.
7. Receive and file the February 2009 Financial Statements.
8. Receive and file General Financial Overview and Other Financial Issues.

27. Human Resources Committee, March 16, 2009

4. Approve revised Human Resources Policies.
5. Receive and file Monthly Personnel Reports for January and February 2009, and the CVMIC Work Comp Loss Runs for 2008.

28. Plan Commission, March 18, 2009

1. Approve Special Use Permit for Eagles Nest Rental Property, 1024 Belknap Street, for outdoor sales (agricultural use). (SUP 09-01)
2. Approve certified survey map for Robert and Holly Larson for 1224 N. 16th Street. (CSM 09-01)
3. Approve request by David Starkey to vacate N. 16th Street between Elmira Avenue west 129 feet to the BNSF Railroad right-of-way. (VAC 09-01)
4. Approve request to submit a preliminary plat in the TIF #9 Winter Street Industrial Park.

29. Public Safety Committee, March 11, 2009

1. Receive and file the proposed ordinance regarding Key Boxes.
2. Receive and file information presented on the Pedestrian Safety Walkability Workshop.

30. Public Works Committee, March 18, 2009

1. Hold in committee the discussion on a Traffic Calming Policy.
2. Hold the Faxon parking issue in committee.
3. Amend "No Parking on Odd Side" on N. 12th Street between Ogden and Catlin Avenues, to year-round calendar parking.
4. Receive and file the recommendation to increase alley reconstruction assessment rate.

LICENSES TO BE APPROVED:

City Clerk Kalan submitting:

31. Miscellaneous licenses.
32. Appointment of Agent application submitted by Lakewalk Brewery & Café Co.; trade name Thirsty Pagan Brewing, 1623 Broadway St. appointing Alex Berlin as agent for license period April 9, 2009 through June 30, 2009.
33. Appointment of Agent application submitted by Cameo Investments Inc.; trade name Centerfolds, 702 Tower Avenue, appointing Kaja Christopherson as agent for license period April 9, 2009 through June 30, 2009.

3RD ORDER

BUSINESS BY DEPARTMENT HEADS

Assistant Public Works Director Goetzman:

34. Requesting to purchase a 2009 Chevrolet Tahoe Police Special Service Vehicle for the Police Department from Ewald Automotive Group for a total price of \$32,460.00.

35. Requesting the proper City officials to enter into a State/Municipal Agreement between the City of Superior and the Wisconsin Department of Transportation (WisDOT) on the Tower Avenue Highway Safety Improvement Project (HSIP).
36. Recommending to award installation of floats for the Barker's Island Marina docks to RJS Construction for low bid amount of \$131,750.00.
37. Recommending to award Lyman Lake wetland mitigation to Integrity Grading and Excavating for low bid of \$364,721.89.
38. **Parks and Recreation Administrator Morgan** recommending bid award to Four Star Construction for \$72,476.00, for Phase II of the Center City Park Reconstruction.

Planning Director Serck submitting:

39. Easement from Superior, Water, Light and Power (SWL&P) to the City of Superior for a portion of the Millennium Trail in Billings Park.
40. Memorandum of Agreement with the Wisconsin Department of Transportation concerning property at 308 East 2nd Street.

4TH ORDER

BUSINESS BY THE MAYOR

41. Mayor Ross appointing his Executive Assistant, Rani Gill, as the new Public Information Officer for the City of Superior.

5TH ORDER

BUSINESS BY COUNCILORS

6TH ORDER

RESOLUTIONS

42. **R09-12866** Resolution Approving the Report of the Redevelopment Authority of the City of Superior (RACS) regarding the Development Agreement with D & S Development, Inc.
43. **R09-12867** Resolution Accepting a Street and Utility Easement In Connection with the Winter Street Industrial Park.
44. **R09-12868** Resolution Introduced by the Common Council of the City of Superior, Approving A Three-Year Harbor Development Statement of Intentions for the Years 2009-2012.
45. **R09-12869** Resolution setting a public hearing, May 19, 2009, 6:30 p.m. in the Government Center Board Room 201, to request comments on the 2008 Consolidated Annual Performance and Evaluation Report (CAPER)
46. **R09-12870** Resolution setting a public hearing May 19, 2009, 6:30 p.m. in the Government Center Board Room 201, to request comment on Community Development Needs and Fair Housing Choice.
47. **R09-12871** Resolution introduced by the Plan Commission Authorizing a Special Use Permit for Agricultural Outdoor Sales at 1024 Belknap Street. (SUP 09-01 Eagles Nest)

48. **R09-12872** Resolution setting a public hearing, May 19, 2009, 6:30 p.m. Government Center Board Room 201, to vacate a portion of North 16th Street between Elmira Avenue and the BNSF railroad right-of-way. (VAC 09-01 Starkey)

7TH ORDER

ORDINANCES

49. **O09-3688** Ordinance introduced by City Clerk Kalan and Planning Director Serck amending City Code Chapter 6, Signs, Section 6-23, Signs Exempted.

50. **O09-3689** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article III, Parking, by **deleting** No Parking on Odd Side on North 12th Street between Ogden and Catlin Avenues. (*see Public Works Committee minutes*)

8TH 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.

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.

In compliance with Wisconsin Open Meetings Law, this agenda was:
Posted: Government Center, Court House, & Public Library,
Daily Telegram, Media & mailing list notified: April 2, 2009
Daily Telegram to sign and fax verification of receipt to 395-7264

Name date