

**AGENDA FOR REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday, June 16, 2009
6:30 p.m. - Government Center, Board Room 201**

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND COMMENDATIONS

APPROVAL OF MINUTES June 2, 2009 - Regular Council meeting

1ST ORDER

PUBLIC HEARINGS

1. Public Hearing to consider non-renewal of Class B Liquor and Beer license to Good Times, LTD, Trade Name: LaBelle's Night Club, 1014 Tower Avenue due to delinquent special assessments. *(applicant is now code compliant, a motion to approve would be in order)*
2. **R09-12880** Resolution introduced by the Plan Commission vacating a portion of New York Avenue between Wellington Street and Park Place. (VAC 09-02, LaLiberte)

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

3. **United States Department of State** submitting Notice of Availability of the Final Environmental Impact Statement; Enbridge Energy, Limited Partnership (Alberta Clipper Project).
4. **Department of Natural Resources** preliminary determination for the Public Notice of an Air Pollution Permit application by Murphy Oil USA.

City of Superior Minutes/Reports

5. All checks register for the month of May, 2009.
6. Deer Committee April 27, 2009 meeting minutes.
7. Mayor's Commission on Disabilities April 20, 2009 meeting minutes.
8. Urban Forestry Tree Board May 21, 2009 meeting minutes.

MATTERS TO BE REFERRED TO:

- 8.1 Claim #09-18 Jim and Sue Balcum

Plan Commission

9. Scott Anderson request to vacate an alley between East 8th and East 9th Streets and 13th and 14th Avenues East.
10. Larry Brooke request to vacate an alley between East 8th and East 9th Streets and 14th and 15th Avenues East.

Public Works Department

Councilor Mertzig is requesting:

11. Speed limit signage on Bardon Avenue between N. 21st and 28th Streets; and
12. 'No Engine Braking' signage on N. 28th Street east of Hill Avenue.

6th Order – Resolutions

Finance Director Vito submitting Resolutions:

13. Providing for the Issuance, Sale and Delivery of \$3,480,000 General Obligation Promissory Notes, Series 2009, of the City of Superior, Wisconsin; Establishing the Terms and Conditions Therefor; Directing Their Execution and Delivery; Creating a Debt Service Account Therefor; and Awarding the Sale Thereof; and
14. Establishing Procedures Relating to Compliance with Reimbursement Bond Regulations Under the Internal Revenue Code.
15. Assistant Public Works Director Goetzman and Engineering Manager Roberts submitting Resolutions:
 - a) authorizing a representative to file applications for financial assistance from the State of Wisconsin Environmental Improvement Fund;
 - b) four (4) resolutions relating to the American Recover and Reinvestment Act, two for sanitary sewer reconstruction projects and two storm sewer construction projects.

STANDING COMMITTEE REPORTS TO BE APPROVED:

16. License and Fees Committee, June 8, 2009

1. Review of outdoor alcohol service area regulations, held in committee.

17. Public Works Committee, May 20, 2009

1. Elect Ed Anderson as Chair, and Bob Finsland as Vice Chair.
2. Hold in Committee Traffic Calming Policy.
3. Approve, on the 1500 block of Ogden, 170' remain no parking from 3-6 a.m. and all night parking up to the alley.
4. Approve removing no parking from 3-6 a.m. on E. 5th and 24th Streets to allow for calendar parking.
5. Approve the list of locations for pedestrian safety stanchions by Planning Director Serck.

LICENSES TO BE APPROVED:

City Clerk Kalan submitting:

18. Miscellaneous licenses.

3RD ORDER

BUSINESS BY DEPARTMENT HEADS

19. **Assessor Theien** submitting an updated GIS Cooperation Agreement between the City of Superior and Douglas County. The agreement was unanimously approved by the Douglas County Board.
20. **Assistant Public Works Director Goetzman** recommending to award the Airport Terminal Roof Maintenance and Repair bid award to Jamar Company for \$61,200.
21. **Parks and Recreation Administrator Morgan** request waiver of pesticide ban to allow for the application of a pesticide to control weeds in municipal rain gardens located on City-owned property, indefinitely.

4TH ORDER

BUSINESS BY THE MAYOR

5TH ORDER

BUSINESS BY COUNCILORS

6TH ORDER

RESOLUTIONS

22. **R09-12881** Resolution Providing for the Issuance, Sale and Delivery of \$3,480,000 General Obligation Promissory Notes, Series 2009, of the City of Superior, Wisconsin; Establishing the Terms and Conditions Therefor; Directing Their Execution and Delivery; Creating a Debt Service Account Therefor; and Awarding the Sale Thereof.
23. **R09-12882** Resolution Establishing Procedures Relating to Compliance with Reimbursement Bond Regulations Under the Internal Revenue Code.
24. **R09-12883** Resolution authorizing a representative to file applications for financial assistance from the State of Wisconsin Environmental Improvement Fund.
25. **R09-12884** Resolution declaring official intent to reimburse expenditures from proceeds of borrowing for the South Superior Stormwater Interceptor, Phase II, the principal amount of which is not expected to exceed \$1,700,000.
26. **R09-12885** Resolution declaring official intent to reimburse expenditures from proceeds of borrowing for the Billings Park Storm Sewer/Water Quality Basin, the principal amount of which is not expected to exceed \$4,764,903.
27. **R09-12886** Resolution declaring official intent to reimburse expenditures from proceeds of borrowing for the Lift Station 4 Upstream Piping Reconstruction, the principal amount of which is not expected to exceed \$53,065.
28. **R09-12887** Resolution declaring official intent to reimburse expenditures from proceeds of borrowing for the Lift Station 7 Upstream Piping Reconstruction, the principal amount of which is not expected to exceed \$114,965.

7TH ORDER

ORDINANCES

- 29. **009-3696** Ordinance introduced by the Public Works Committee amending City Code Chapter 112, Traffic Code, Article III, Parking by: deleting No Parking between 3:00 a.m. and 6:00 a.m. on Ogden Avenue between Belknap and North 16th Streets; and adding No Parking between 3:00 a.m. and 6:00 a.m. on Ogden Avenue 170' to the north from North 16th Street.
- 30. **009-3697** Ordinance introduced by the Public Works Committee amending City Code Chapter 112, Traffic Code, Article III, Parking by: deleting No Parking between 3:00 a.m. and 6:00 a.m. on E. 5th Street between 21st Avenue East and the railroad tracks south of 24th Avenue East (Stinson Avenue); and adding No Parking between 3:00 a.m. and 6:00 a.m. on E. 5th Street between 21st Avenue East and 24th Avenue East.
- 31. **009-3698** Ordinance introduced by the Public Works Committee amending City Code Chapter 112, Traffic Code, Article III, Parking by: deleting No Parking between 3:00 a.m. and 6:00 a.m. on 24th Avenue East between E. 4th and E. 6th Streets; and adding No Parking between 3:00 a.m. and 6:00 a.m. on 24th Avenue East between E. 5th and 6th Streets.

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: June 11, 2009
 Daily Telegram to sign and fax verification of receipt to 395-7264

 Name date