

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday, February 2, 2021**

The 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: Nick Ledin, Jenny Van Sickle, Warren Bender, Jack Sweeney, Brent Fennessey, Tylor Elm, Ruth Ludwig, Craig Sutherland, Keith Kern, Esther Dalbec – 10

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

3. APPROVAL OF MINUTES January 19, 2021 - Regular Council Meeting.

MOTION by Councilor Fennessey, seconded by Bender and carried, to approve.

4. PRESENTATIONS AND PUBLIC HEARINGS

4.1 Presentation by Kemper Sports; 2020 Recap.

5. CORRESPONDENCE TO BE FILED (No action)

5.1 Police & Fire Commission, January 13, 2021.

5.2 Parks & Recreation Commission, December 17, 2020.

5.3 Participating Agency on the Blatnik Bridge Project.

6. MAYOR'S REPORT

6.1 The Mayor's Report.

6.2 R21-13536, Resolution relating to declaring a Health Emergency Response to the COVID-19 Coronavirus and mandating the use of face coverings.

MOTION by Councilor Dalbec, seconded by Bender and carried, to adopt the resolution.

6.3 Recommending confirmation of Terry Johnson to the Assessor position.

MOTION by Councilor Bender, seconded by Elm and carried, to approve.

7. STANDING COMMITTEE REPORTS

7.1 Finance Committee, January 14, 2020

Report from the Chair.

- 3) To approve an additional garbage fee refund of \$43.50 to Brad Scott of 6206 Ogden Avenue.
- 4) To approve to amend the process of streamlining the application process of city grants to include leases, facility use permits, contracts and agreements; and to proceed with the process of streamlining city grant applications.

MOTION by Councilor Sutherland, seconded by Ludwig and carried, to approve.

7.2 Human Resources Committee, January 18, 2021

Report from the Chair.

- 3) A) i. To approve the revised Code Compliance Officer I & II job description.
A) ii. To approve the revised Building Inspector-UDC I & II/Building Inspector-Commercial job description.
B) To approve the pay grade changes for Building Inspection positions as outlined in attachment.
C) To approve the new Annual Certification Allowance for Building Inspection position as outlined in the attachment.

MOTION by Councilor Ludwig, seconded by Bender and carried, to approve.

7.3 Public Works Committee, January 20, 2021

Report from the Chair.

- 4) To approve the advising of 2020 fleet vehicle auction removals and the request to sell surplus vehicles and equipment by auction in 2021.

MOTION by Councilor Bender, seconded by Ludwig and carried, to approve item #4.

- 5) To approve **R21-13537**, Resolution dedicating Spartan Circle for public use and transfer of ownership of infrastructure to the City.

MOTION by Councilor Ludwig, seconded by Bender and carried, to adopt the resolution.

- 2) To decline installing a permanent electronic sign on Highway 2 near the Fairlawn Mansion.
 - 3) To deny the removal of the removal of the stop sign at 23rd Street and Hughitt.
- No action on items #2 and #3.

8. SPECIAL COMMITTEE REPORTS

8.1 Parks & Recreation Commission, December 17, 2020

Report from the Chair.

9. OLD BUSINESS

10. NEW BUSINESS

10.1 City Clerk Kalan recommending approval of miscellaneous licenses.

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

10.2 City Clerk Kalan recommending approval of an Original Class B Liquor & Beer license for Dolce Vita, LLC, Trade Name: Dolce Vita Restaurant, 5802 Tower Avenue, Agent: Zudija Maksutoski, for the remainder of the license period.

MOTION by Councilor Ledin, seconded by Bender and carried, to approve.

10.3 City Clerk Kalan recommending approval of an Original Class B Liquor & Beer license for Ride or Die Pizzeria, LLC, Trade Name: Ride or Die Pizzeria, 1623 Broadway Street, Agent: Terry Johnson, for the remainder of the license period.

MOTION by Councilor Dalbec, seconded by Sutherland and carried, to approve.

10.4 City Clerk Kalan recommending referral of Claim #21-03 to the Liability Claims Committee.

MOTION by Councilor Dalbec, seconded by Sutherland and carried, to approve.

10.5 Finance Director Puetz update regarding the approval of the 2021 General Fund Budget as related to Building Inspections Salary Classification adjustment.

MOTION by Councilor Ludwig, seconded by Sweeney and carried, to approve.

10.6 Finance Director Puetz recommending approval of **R21-13542**, Resolution adopting updated Post-Issuance Debt Compliance Policy and Tax-exempt and Tax-advantaged Governmental Bonds.

MOTION by Councilor Kern, seconded by Sweeney and carried, to adopt the resolution.

10.7 **R21-13538** Initial Resolution of the City of Superior, Wisconsin Relating to the Issuance of General Obligation Street Improvement Bonds in an Amount Not to Exceed \$2,760,000 for the 2021 Street Improvement Program.

MOTION by Councilor Elm, seconded by Ludwig and carried, to adopt the resolution.

10.8 R21-13539 Initial Resolution of the City of Superior, Wisconsin Relating to the Issuance of General Obligation Bonds in an Amount Not to Exceed \$330,000 for Park and Public Grounds Improvements.

MOTION by Councilor Ludwig, seconded by Fennessey and carried, to adopt the resolution.

10.9 R21-13540 Resolution Providing for the Issuance and Sale of General Obligation Corporate Purpose Bonds, Series 2021A, of the City of Superior, Wisconsin.

MOTION by Councilor Ludwig, seconded by Bender and carried, to adopt the resolution.

10.10 R21-13541 Resolution introduced by the Community Development Division to set a public hearing on March 16, 2021, to request comments on Community Development Needs and Fair Housing Choice.

MOTION by Councilor Bender, seconded by Dalbec and carried, to adopt the resolution.

10.11 O21-4232 Ordinance introduced by the Public Works Director amending the Traffic Code, Schedule B, One-Way Streets and Alleys, Section 3, by removing South Bound Traffic Only on John Avenue – from Winter Street to North 28th Street.

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

Business by Councilors

10.12 a) Councilor Sutherland requesting council authorize the City Attorney to seek an advisory opinion from the Wisconsin Ethics Commission related to ethical concerns regarding the marriage of Mayor Jim Paine and Councilor Jenny Van Sickle as outlined in the attached letter.

b) Response from Councilor Van Sickle to Councilor Sutherland's Request of the Council, including summary of events and communications.

Mayor Paine outlined the process and procedure for Councilors in the event they would like to seek the assistance of City Attorney Prell. He noted that what is being requested is already in process.

Mayor Paine asked that President Ludwig chair the meeting so he can participate in discussion and debate.

MOTION by Councilor Fennessey, seconded by Dalbec and carried, to suspend the rules and allow councilors to speak more than twice.

MOTION by Councilor Sweeney, seconded by Fennessey, to approve request to seek advisory opinion from the Wisconsin Ethics Commission. Motion passed unanimously by roll call vote.

11. BUSINESS BY PUBLIC

Meeting adjourned at 7:57 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 2nd day of March, 2021.

Attest:

Mayor

City Clerk