

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
TUESDAY, DECEMBER 2, 2008**

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

ROLL CALL

Council Members Present: Dan Olson, Tom Bridge, Warren Bender, Jackie Stenberg, Ed Anderson, Bob Finsland, Nick Milroy, Mick MacKenzie, Esther Dalbec – 9

Council Member Excused: Chuck Hendry - 1

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

There being a quorum present, meeting was in order, and the Pledge of Allegiance was recited.

APPROVAL OF MINUTES

MOTION by Councilor Anderson, seconded by Dalbec and carried, to approve the minutes of the November 18, 2008, Regular Council Meeting.

1ST ORDER

PUBLIC HEARINGS

Public Hearings to consider:

1. **R08-12850** Resolution introduced by the Community Development Division for the Common Council to approve the Community Development Block Grant (CDBG) 2009 Action Plan, Authorizing Staff to Submit Plan to U.S. Department of Housing and Urban Development. Thomas Smith, 626 Roosevelt Avenue, spoke in opposition to the proposed Action Plan. No one spoke in favor of the proposed Action Plan.
MOTION by Councilor Stenberg, seconded by Dalbec and carried, to adopt the resolution.

2ND ORDER

CONSENT AGENDA

MOTION by Councilor Finsland, seconded by Dalbec and carried, to separate item #10 and approve the remainder of the Consent Agenda.

COMMUNICATIONS AND REPORTS RECEIVED AND FILED:

Douglas County

2. Douglas County Historical Society October, 20, 2008 meeting minutes.

City of Superior

3. Fire Chief Matheson notifying the Common Council the Superior Fire Department has been awarded a 2008 Fire Act Grant in the amount of \$86,972 for a Fire Repeater System.

City of Superior Minutes/Reports

4. Human Resources Committee October 20, 2008 meeting minutes.
5. Police and Fire Commission October 8, 2008 meeting minutes.
6. Redevelopment Authority for the City of Superior (RACS) November 19, 2008 meeting minutes.
7. Urban Forestry Tree Board, November 20, 2008 meeting minutes.

MATTERS REFERRED TO:

6th Order – Resolutions

8. Planning Director Serck submitting a resolution approving the Report of the Redevelopment Authority of the City of Superior Regarding the Development Agreement with Cape Development, LLC. (Walcro)

STANDING COMMITTEE REPORTS APPROVED:

9. Committee of the Whole, November 18, 2008

1. Refer to the City Attorney to meet with the Building Trades representatives to draft a Project Labor Agreement for consideration by the Council which shall include the following two clauses:

- 1) Preferential treatment shall be given to qualified City of Superior residents first; second to Douglas County residents; and third to other area workers; and
- 2) To determine a project cost threshold for Project Labor Agreements.

10. Finance Committee, November 20, 2008

3. Approve sewer credit in the amount of \$1,820.68 for Field Logic.
5. Hold in Committee: Animal Shelter Building Review
7. Approve water credit calculation change from 68.09 to 85.49%.
8. Approve All Checks Register for October 2008.
9. Approve the October 2008 Financial Statements

Item 10.5

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

11. Human Resources Committee, November 17, 2008

1. Approve the revised Use of City Vehicles Policy #23.03.B.
2. Receive and file Monthly Personnel Report for October, 2008.

12. Public Safety Committee, November 12, 2008

1. Direct Chief Peters to speak with City Attorney Prell regarding specifics on fines for Disturbing the Peace with a motor vehicle; contact the newspaper; and report back to the Committee.
2. Referred safety concerns at the N. 28th Street and Weeks Avenue crosswalk to the Pedestrian Safety Committee.
3. Approve Fire and Police Department updates.

13. Public Works Committee, November 19, 2008

1. Withdraw the item held in committee from 10-15: Request from Councilor Bender for possible signage of crosswalk at North 28th Street and Weeks Avenue.
2. To hold in committee the discussion on a Traffic Calming Policy.
3. To hold in committee the request for a street light at East 7th Street and 31st Avenue East.

LICENSES APPROVED:

City Clerk Kalan submitting:

14. Miscellaneous licenses.
15. Original Class B Liquor & Beer; Cigarette; and Amusement Device Operator license applications by Dodgies East End Tavern LLC, for 2114 E. 5th St., Trade Name: Dodgies East End Tavern, Agent: Michael Dodge, for the license period December 26, 2008 - June 30, 2009.

3RD ORDER

BUSINESS BY DEPARTMENT HEADS

16. **City Attorney Prell** submitting one year extension to agreement with Peter Luke, PEGA Coordinator, for 2009, with a 2% increase in annual fees.
MOTION by Councilor Stenberg, seconded by Anderson and carried, to approve.

Assistant Public Works Director Goetzman:

17. Recommending the Recycling Collection Program 2009 – 2013 be awarded to Hartel/DBJ Disposal, Proctor, MN, for low bid of \$1,905,945.00 (total cost for five years – carts).
(Held from the November 18, 2008 Regular Council meeting)

Chuck Blascoe, Nordic Waste/Recycling, advised of advantages of awarding the bid to his locally owned and operated business.

Dan Hartel, Hartel's/DBJ Disposal, Proctor, MN, responding to Councilors, advised if awarded the bid, there will be a local drop off for recycling. Citizens will have the option to use the cart or bin, and in his experience after a period of time citizens prefer the carts.

Councilor Bender stated because of the additional cost to switch to the carts, he favored keeping the bins.

Councilor Milroy advised recycling costs are paid through the Landfill Enterprise Fund, not the general budget; therefore, there will be no additional cost to taxpayers. The City must increase the number of citizens who recycle to save space at the landfill and believed the carts would encourage higher recycling participation.

MOTION by Councilor Anderson, seconded by Bridge to award the bid to Hartel/DBJ Disposal, carried by roll call vote:

AYE - Bridge, Stenberg, Anderson, Finsland, Milroy, Dalbec – 6

NO - Olson, Bender, MacKenzie - 3

18. Requesting authorization to extend the one year Fixed Base Operator (FBO) lease for Charles Androsky, Skydive Superior, at the Bong Airport, for the period through August 14, 2009.
MOTION by Councilor Dalbec, seconded by Stenberg and carried, to approve.

Finance Director Vito:

19. Health Insurance Committee presentation.

Finance Director Vito stated the Health Insurance Committee's goal is to have healthier employees and lower health care costs.

Committee members Mike Renaldo, Steve Panger, and Terri Kalan provided updates on the Health Insurance Committee's progress.

No action.

20. Updated 2009 Landfill budget.

Finance Director Vito advised the recommendations include approval of the updated 2009 Landfill budget; funding the Landfill Technician position and also refer to the Human Resources Committee; and to begin the process of issuing \$5 million in bonds for the 2009 capital outlay.

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

21. Development & Government Affairs Director Vito Waterfront Initiative presentation.

Parks & Recreation Administrator Morgan advised representatives of UW-Superior approached the city about forming a partnership to pursue the development of a companion research facility located adjacent to the successful Great Lakes Initiative project.

21.1 Bruce Cornwall, LHB Director of Integrative Design, presented a power point overview of the design concept.

Christopher Markwood, Provost/Vice Chancellor and Dean of Faculties, advised of the partnership between the City and UW-Superior will improve our waterfront, develop underutilized property, and assist in providing a research facility.

Dr. Richard Stuart, Director of Transportation and Logistics Research Center, spoke in favor of the partnership.

No action.

4TH ORDER

BUSINESS BY THE MAYOR

22. Appointing James DeMeyer, Steve Knauss, and Julie Nelson to the Business Improvement District Board of Directors for three year terms expiring December 2011.

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

6TH ORDER

RESOLUTIONS

23. R08-12851 Resolution of the City of Superior, Wisconsin Approving the Report of the Redevelopment Authority of the City of Superior Regarding the Development Agreement with Cape Development, LLC. (Walcro)

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

8TH ORDER

BUSINESS BY PUBLIC

24. Superior Amateur Hockey Association requesting 2009 Great Lakes Classic Pond Hockey Championship event considerations:
1. Right of first refusal to use Barkers Island facilities on the last weekend of January 2009.
 2. Waive all fees associated with the special event.
 3. Police patrols
 4. Fire Department assistance with rink flooding
 5. Provide snowplowing services for parking areas and pathways leading to the event
 6. Provide parking barriers and temporary signage
 7. Delivery of garbage containers.

MOTION by Councilor Bridge, seconded by Olson and carried, to approve.

MOTION by Councilor Bridge, seconded by Dalbec and carried, meeting adjourned at 8:05 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 16th day of December, 2008.

Attest:

Mayor

City Clerk