

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Tuesday, November 7, 2023**

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: Nick Ledin, Jenny Van Sickle, Garner Moffat, Jack Sweeney, Brent Fennessey, Tylor Elm, Ruth Ludwig, Mike Herrick, Mark Johnson, Lindsey Graskey (via teleconference) - 10

Absent:

Also Present: Mayor Paine, City Attorney Prell, City Clerk Blunt, Deputy City Clerk Bacon, Chief of Staff Scherf

**3. PRESENTATIONS AND PUBLIC HEARINGS**

**3.1 Gotta Be Superior Presentation**

Presented by SWIM Creative Staff – Patrice Bradley, Creative Director, David Sadowski, Brand Director, Bill Nelson, Accounts Director

**3.2 Broadband Utility Presentation from Magellan Advisors, LLC**

Presented by John Honker, President & CEO. Additional comments with ISP providers: Mitch Shook, CEO, Advanced Stream, and Pat Malley, President, Duluthian Networks.

**3.3 PUBLIC HEARING on the approval of **O23-4326**, an ordinance to amend by creating City Code Chapter 114 - Utilities, Article IX - Superior Broadband Utility.**

**There was no objection to Mayor Paine’s request to open the public hearing.**

**Members of the public who spoke in favor of the ordinance included: Travis Elm, Anne Holy, Greg Granula, and Todd Campbell.**

**Members of the public who spoke in opposition of the ordinance included: John Kolstad, Brian Reger, Al Kurtz, Randy Skowlund, and Jim Erickson.**

**MOTION to close public hearing and adopt the ordinance by Councilor Elm, was seconded by Councilor Moffat and passed by roll call vote:**

**Aye – 7    Ledin, Van Sickle, Moffat, Elm, Ludwig, Herrick, Graskey  
No – 3    Sweeney, Fennessey, Johnson**

**There was no objection to Mayor Paine’s request to hold a short recess beginning at 9:16 p.m. The meeting was called back into order at 9:26 p.m.**

- 3.4 PUBLIC HEARING** on the approval of **R23-13670**, resolution approving 2024 Community Development Block Grant (CDBG) Action Plan and directing staff to submit plans to the U.S. Department of Housing and Urban Development.

**There was no objection to Mayor Paine’s request to open the public hearing. No speakers came forward during the public hearing.**

**MOTION to close public hearing and adopt the resolution by Councilor Ludwig, was seconded by Councilor Herrick and carried.**

- 3.5 PUBLIC HEARING** for comment on the 2024 General Fund Budget.

**There was no objection to Mayor Paine’s request to open the public hearing. No speakers came forward during the public hearing.**

#### **4. APPROVAL OF MINUTES**

- 4.1 October 17, 2023** - Regular Council Meeting

**MOTION TO APPROVE, by Councilor Elm, was seconded by Councilor Graskey and carried.**

#### **5. CORRESPONDENCE TO BE FILED** *(No action)*

- 5.1 CLAIMS** referred to the Liability Claims Committee by City Clerk’s Office:

1. Claim No. 23.36, Illinois Farmers Insurance Company a/s/o Andrew Mattevi (Received 11/02/2023)

#### **6. MAYOR’S REPORT**

- 6.1 Report from Mayor Paine.**

- 6.2 Approve State and Local Fiscal Recovery Fund (SLFRF) Non-Profit Grants to:**

1. Douglas County Historical Society in the amount of \$112,121.
2. National Alliance on Mental Illness (NAMI) in the amount of \$120,000.
3. Our Savior’s Lutheran Church in the amount of \$15,732.
4. The Center Against Sexual and Domestic Abuse (CASDA) in the amount of \$67,499.
5. St. Francis Xavier Church in the amount of \$30,000.

6. Zion Lutheran Church in the amount of \$98,040.
7. Nemadji Cemetery \$57,500.

**MOTION TO REFER Non-Profit Grants applications to Committee of the Whole to meet next on November 21, 2023 by Councilor Graskey, was seconded by Councilor Fennessey and carried.**

## **7. STANDING COMMITTEE REPORTS**

- 7.1 Human Resources Committee** (*Meeting held October 16, 2023*)  
Report from the Counselor Ludwig.

**RECOMMENDATIONS:**

1. Approve 2024 wage increase for non-union employees of 3% effective January 1, 2024.  
**MOTION TO APPROVE, by Councilor Ludwig, was seconded by Councilor Graskey, and carried. Councilors Van Sickle and Herrick abstained.**

- 7.2 Public Works Committee** (*No meeting to report*)

- 7.3 Finance Committee** (*Meeting held October 12, 2023*)  
Report from the Chair.

**RECOMMENDATIONS:**

1. Approve the 2024 Police Grant Fund Budget and Narcotics Grant Fund Budget.
2. Approve the 2024 Self Insured Workers Compensation Budget.
3. Approve the 2024 Information Technology Budget.  
**MOTION TO APPROVE items numbered 1, 2, and 3, by Councilor Sweeney, was seconded by Councilor Herrick, and carried.**
4. Approve the 2024 Golf Course Capital Plan.  
**MOTION TO APPROVE, by Councilor Sweeney, was seconded by Councilor Johnson, and carried.**
5. Award O'Day Equipment, LLC the Replacement contract for two fuel dispensers at Barker's Island Marina in the amount of \$24,885.39.  
**MOTION TO APPROVE, by Councilor Sweeney, was seconded by Councilor Elm, and carried.**

- 7.4 Licenses and Fees Committee** (*No meeting to report*)

- 7.5 Public Safety Committee** (*Meeting held October 19, 2023*)  
Report from the Councilor Ledin.

**RECOMMENDATIONS:**

1. Approve **O23-4327**, an ordinance amending City Code Chapter 112, Traffic Code, Schedule E, Section 4, Add No Parking – Bus Stop, 2415 E 5<sup>th</sup> Street (from the bus shelter back to the driveway).

**MOTION TO APPROVE, by Councilor Ledin, was seconded by Councilor Ludwig, and carried.**

#### **7.6 Committee of the Whole Meeting** *(No meeting to report)*

### **8. SPECIAL COMMITTEE REPORTS**

#### **8.1 REPORTS WITH RECOMMENDATIONS**

##### **8.1.1 Communications & Information Technology Committee** *(Meeting held October 11, 2023)*

Report from the Councilor Elm.

###### **RECOMMENDATIONS:**

1. Approve the Low-Level Design Contract for ConnectSuperior Fiber Engineering Phase 1 Project to Magellan Advisors, LLC, a Florida Limited Liability Company, in an amount not to exceed \$238,000.00.

**MOTION TO APPROVE, by Councilor Elm, was seconded by Councilor Ludwig, and carried.**

##### **8.1.2 County-City Committee** *(Meeting held November 1, 2023)*

Report from the Mayor Paine.

###### **RECOMMENDATIONS:**

1. Approve Childcare Grant application and development agreements using DreamUp Grant funding and childcare allocated State and Local Fiscal Recovery Fund (SLFRF) funding for:
  1. Cindy Campbell’s Daycare in the amount of \$5,000.
  2. Happy Hearts Daycare, Inc in the amount of \$10,000.
  3. Mickey Mouse Playhouse in the amount of \$1,147.
  4. Lori’s Lake Nebagamom Child Care in the amount of \$4,881.46.
  5. Almost Home Childcare in the amount of \$5,000.
  6. Heart of the North Learning Center in the amount of \$5,000.
  7. Newborn 2 School Hill in the amount of \$10,000.
  8. Newborn 2 School Mall in the amount of \$10,000.
  9. Tender Loving Care in the amount of \$1,773.99.
  10. K & E Kids in the amount of \$4,150.86.

**MOTION TO APPROVE items numbered 1, 2, 3, 4, 5, 6, 9, and 10, by Councilor Ledin, was seconded by Councilor Johnson, and carried.**

**MOTION TO APPROVE items numbered 7 and 8 by Councilor Herrick, was seconded by Councilor Elm, and carried. Councilor Fennessey abstained.**

## 8.2 REPORTS SANS RECOMMENDATIONS

### **8.2.1 Culture, Events & Public Art Commission** *(Meeting held October 12, 2023)*

No report from the Chair.

### **8.2.2 Police & Fire Commission** *(Meeting held October 11, 2023)*

No report from the Chair.

### **8.2.3 Urban Forestry Tree Board** *(Meeting held October 19, 2023)*

Report from the Councilor Ludwig.

## **9. OLD BUSINESS**

### **9.1** Approval of the 2024 General Fund Budget.

**MOTION TO AMEND the SLFRF budget, by Councilor Fennessey to create a line for road maintenance in the amount of \$1,000,000 and reduce fiber infrastructure broadband ConnectSuperior, by \$1,000,000 in 2024, was seconded by Councilor Johnson and failed by roll call vote:**

**Aye – 3** Fennessey, Herrick, Johnson

**No – 7** Ledin, Van Sickle, Moffat, Sweeney, Elm, Ludwig, Graskey

**MOTION TO AMEND the SLFRF budget, by Councilor Fennessey to create a line for funding public works vehicles in the amount of \$1,000,000 and reduce fiber infrastructure broadband ConnectSuperior, by \$1,000,000 in 2024, was seconded by Councilor Sweeney and failed by voice vote.**

**MOTION TO AMEND the SLFRF budget, by Councilor Fennessey to create a line for funding public works vehicles in the amount of \$1,000,000 and reduce fiber infrastructure broadband ConnectSuperior, by \$1,000,000 in 2024, was seconded by Councilor Sweeney and failed by voice vote.**

**MOTION to AMEND the SLFRF budget, by Councilor Fennessey to create a fund to assist Superior homeowners to replace lead waterlines in the amount of \$1,000,000 and reduce fiber infrastructure broadband ConnectSuperior, by \$1,000,000 in 2024, was seconded by Councilor Sweeney and failed by voice vote.**

**MOTION TO APPROVE 2024 Budgets was carried by unanimous voice vote.**

**10. NEW BUSINESS**

**10.1** WATER RESOURCES SPECIALIST, ENVIRONMENTAL SERVICES DIVISION, MEGAN HOGFELDT recommends approval of **R23-13669**, a resolution supporting salt pollution prevention, de-icer applicator certification, and de-icer applicator liability protection.

**MOTION TO APPROVE by Councilor Johnson, was seconded by Councilor Ludwig and carried.**

**10.2** CITY CLERK BLUNT recommending approval of an original “Class B” Liquor and Class “B” Beer alcohol license application for Aranda & Associates, LLC, dba Pedro’s Grill and Cantina, located at 3223 Tower Avenue (Agent: Jose Alvarez) for a period beginning on November 8, 2023 and ending on June 30, 2024.

**MOTION TO APPROVE by Councilor Graskey, was seconded by Councilor Elm and carried.**

**11. BUSINESS BY PUBLIC**

**Meeting adjourned at 10:05 p.m.**

Respectfully submitted,  
Heidi Blunt, City Clerk  
Superior, Wisconsin

Approved this 21<sup>st</sup> day of November, 2023.

Attest:

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City Clerk

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Mayor