

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Tuesday, January 16, 2018**

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

Youth Councilors: Madison Hale, Adam Lavine, Jeffrey Newman

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

**3. PROCLAMATIONS AND COMMENDATIONS**

- 4. APPROVAL OF MINUTES** December 19, 2017 - Regular Council meeting  
**MOTION by Councilor Bender, seconded by Ludwig and carried, to approve.**

**5. PUBLIC HEARINGS**

**6. CONSENT AGENDA**

**MOTION by Councilor Bender, seconded by Elm and carried, to approve the Consent Agenda.**

**Communications and Reports to be Received and Filed:**

**6.1** Superior Business Center Profit & Loss, January through December, 2017.

**6.2** Mayor's Commission on Disabilities, November 20, 2017.

**7. STANDING COMMITTEE RECOMMENDATIONS FOR APPROVAL**

**7.1 Finance Committee, December 14, 2017**

- 3) To table the revisions and discussion of the TDF Hotel/Motel Tax Ordinance until the next Finance Committee meeting.
- 5) To hold in Committee the switching of utility billing software until the next Finance Committee meeting and for the City Attorney to review the software agreement.
- 6) To receive and file the remaining pages of the Uniform Guidance Policies and Procedures manual, pages 104 to 141.
- 7) To receive and file the discussion of the school bus maintenance agreement between the City of Superior and the Superior School District.

- 8) To receive and file the 2017 Statement of Revenues and Expenditures and Balance Sheet.
- 11) To approve the maximum credit of \$200.00 as per City policy for Chris Nye of 916 Clough Avenue, due to a broken outdoor water faucet.
- 12) To receive and file the discussion of credit card and e-check convenience fees passed on to customers for online utility payments.
- 13) To hold in Committee the investment policy until the next meeting.
- 14) To receive and file the November 2017 check register.
- 15) To hold in Committee the discussion and review of Finance Committee Mission Statement and further definition of what is, and is not, the business of the Finance Committee until the next meeting.

City Clerk Kalan noted a correction to the minutes; item 11 should have a second motion which would hold the item until the next scheduled Finance Committee meeting.

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

#### **7.2 Human Resources Committee, December 18, 2017**

- 5) To receive and file the Monthly Personnel Report for November, 2017.

**MOTION by Councilor Ludwig, seconded by Fennessey and carried, to approve.**

#### **7.3 Plan Commission, December 20, 2017**

- 1) To remove Special Use Permit (4) Tourist Roominghouse entirely and add Tourist Roominghouse as an allowable use in R1B and R2 zoning districts with language specifying the maximum duration a property can be rented to a single person/group.
- 2) To approve Tammy Jo Weber's Special Use Permit request to operate a Tourist Roominghouse in R1B – One Family Residential District at 1101 East 6th Street as amended.
- 3) To approve an ordinance change to wireless communication facilities.
- 4) To approve Earth Rider Brewing's request to vacate a portion of Ogden Avenue north of North 3rd Street. (VAC 17-04).

**MOTION by Councilor Fennessey, seconded by Dalbec and carried, to approve.**

#### **7.4 Public Works Committee, December 20, 2017**

- 2) To approve removing "no parking on the odd side" of Missouri Avenue between Belknap and North 21st Street and restrict parking at the east and west school entrances (no parking 100 feet on either side of the entrances).
- 3) To approve the bid award for cleaning services at the Municipal Services Building to Marsden Building Services LLC.
- 4) To receive and file the five year capital equipment plan.
- 5) To approve procuring Services for Forcemain Evaluation via Sole Source Solicitation with Pure Technologies.
- 6) To receive and file the ESD Director's Report.

**MOTION by Councilor Dalbec, seconded by Kern and carried, to approve.**

## **8. BUSINESS BY DEPARTMENT HEADS**

- 8.1** City Clerk Kalan requesting approval of miscellaneous licenses.  
**MOTION by Councilor Dalbec, seconded by Ludwig and carried, to approve.**
- 8.2** Collection Systems Engineering and Operations Manager Abramson is recommending approval of a contract for Forcemain Evaluation services with Pure Technologies for a cost not to exceed \$84,451.00.  
**MOTION by Councilor Dalbec, seconded by Elm and carried, to approve.**
- 8.3** Planning Director Serck recommending to waive the land sale procedures for city-owned property located at 2527 E 4<sup>th</sup> Street and that the City enter into an agreement with Barry Hunter, Jr., that would award the sale of land for \$4,000 and ensure that the property be redeveloped.  
**MOTION by Councilor Dalbec, seconded by Ludwig and carried, to approve.**
- 8.4** Planning Director Serck requesting approval to move forward with the purchase of commercial property from WISDOT in the vicinity of Tower Avenue and North 4<sup>th</sup> Street for future development opportunities, at a price of \$37,900 for the .58 acre property.  
**MOTION by Councilor Dalbec, seconded by Fennessey and carried, to approve.**
- 8.5** Fire Chief Panger: Update on the new Headquarters Fire Station Project.  
Robert Krzyzanowki, Five Bugles Design, and Paul Oberhaus, CPMI, gave presentation on the new Headquarters Fire Station Project. No action.
- 8.6** Public Works Director Janigo requesting approval of an easement through unimproved City of Superior property as right-of-way for an upcoming transmission line and switching station project in exchange for payment totaling \$32,500.00.  
**MOTION by Councilor Dalbec, seconded by Fennessey and carried, to approve.**
- 8.7** Public Works Director Janigo requesting approval of the purchase of 1 New Hollard T6.175 Tractor as specified with snow blower attachment for \$138,755.00 with the City of Superior portion price of 5% or \$6,937.75  
**MOTION by Councilor Olson, seconded by Dalbec and carried, to approve.**

## **9. BUSINESS BY THE MAYOR**

## **10. BUSINESS BY COUNCILORS**

- 10.1** Councilor Sutherland and Councilor Kern requesting temporary angle parking on the East Side of Wyoming Avenue between North 17<sup>th</sup> and North 18<sup>th</sup> until construction is completed at Cooper Elementary.

Aaron Lieberz, Cooper Elementary Principal, and Steve Bergerson, Kraus Anderson, spoke in favor of temporary angle parking due to the congestion and safety of the students and workers.

**MOTION by Councilor Sutherland, seconded by Fennessey and carried to approve with amendment to eliminate calendar parking on Wyoming Avenue between North 17<sup>th</sup> and North 18<sup>th</sup> and allow temporary angle parking until construction is completed at Cooper Elementary.**

## **11. RESOLUTIONS**

- 11.1 R18-13365** Resolution introduced by the City Plan Commission authorizing a Special Use Permit for a tourist roominghouse at 1101 E 6<sup>th</sup> Street.

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

- 11.2 R18- 13366** Resolution introduced by the Plan Commission setting a Public Hearing on March 6, 2018, at 6:30 p.m. in Government Center, Room 201, to vacate a portion of Ogden Avenue north of North 3<sup>rd</sup> Street.

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

- 11.3 R18- 13367** Resolution introduced by the Community Development Division to set a Public Hearing on March 6<sup>th</sup>, 2018, at 6:30 p.m. in Government Center, Room 201, to request comments on Community Development Needs and Fair Housing Choice.

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

- 11.4 R18- 13368** Initial Resolution of the City of Superior, Wisconsin Relating to the Issuance of General Obligation Bonds in an Amount Not to Exceed \$4,600,000 for the Construction of the City's Fire Department Main Engine House.

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

- 11.5 R18- 13369** Initial Resolution of the City of Superior, Wisconsin Relating to the Issuance of General Obligation Bonds in an Amount Not to Exceed \$900,000 for the 2018 Street Improvement Program.

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

- 11.6 R18- 13370** Resolution Providing for the Issuance and Sale of General Obligation Corporate Purpose Bonds, Series 2018A, of the City of Superior, Wisconsin.

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

## **12. ORDINANCES**

**12.1 O18-4049** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article VII, Schedule E, No Parking in Designated Spaces, by adding No Parking Between Signs on the West side of North 18th at Missouri Avenue (no parking 100 feet on either side of school entrance) and the East side of North 18th at Wyoming Avenue (no parking 100 feet on either side of school entrance).

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

**12.2 O18-4050** Ordinance introduced by the Public Works Department amending the City Code, Chapter 12, Traffic Code, Schedule K, Disable Do Not block Sidewalk Zones, by removing 2334 Hughitt Avenue.

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

**12.3 O18-4051** Ordinance introduced by the Department of Planning and Development to amend the City Code, Chapter 122, Zoning, Article VII, Restrictions for Specific Uses relating to Wireless Communication Facilities.

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

## **13. BUSINESS BY PUBLIC**

**13.1** Presentation from the Superior Community Garden Association regarding their pending Community Garden efforts.

**13.2** Update from Minnesota Power and Dairyland Power Cooperative on the Nemadji Trail Energy Project.

Meeting adjourned at 8:15 p.m.

Respectfully submitted,  
Terri Kalan, City Clerk  
Superior, Wisconsin

Approved this 6<sup>th</sup> day of February, 2018.

Attest:

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Mayor

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City Clerk