

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday, May 21, 2019**

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** Dan Olson, Jenny Van Sickle, Warren Bender, Jack Sweeney, Keith Kern, Tylor Elm, Ruth Ludwig, Craig Sutherland, Brent Fennessey, Esther Dalbec – 10
Youth Councilors: Adam Lavine, Jeffery Newman
Also Present: Mayor Paine, City Attorney Prell, City Clerk Kalan

3.1 PROCLAMATIONS AND COMMENDATIONS

3.2 SELECTION OF COUNCIL PRESIDENT

MOTION by Councilor Kern, seconded by Bender and carried, to suspend the rules and move item to the end of the agenda.

- 4. APPROVAL OF MINUTES** May 7, 2019 - Regular Council meeting.

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

5. PUBLIC HEARINGS

- 5.1 R19-13435** Resolution introduced by the Plan Commission to vacate the north-south alley located near Lamborn Avenue and North 58th Street.

No one spoke in favor or opposition to.

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

6. CONSENT AGENDA

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

Communications and Reports Received and Filed:

- 6.1** Mayor's Commission on Disabilities, March 18, 2019.
6.2 MIC Policy Board Meeting Summary, April 17, 2019.
6.3 Police & Fire Commission, May 8, 2019.
6.4 Nemadji Golf Course Task Force, May 16, 2019.
6.5 Liability Claims Committee, April 4, 2019.

Matters Referred:

Liability Claims Committee

- 6.6** Claim #19-14, James Heinonen

7. STANDING COMMITTEE RECOMMENDATIONS FOR APPROVAL

7.1 Finance Committee, May 9, 2019

- 3) To hold the Deer Committee update until the June Finance Committee meeting.
- 4) To approve the request from Billings Park Civic Center Association and request for a three year Capital Improvement Plan for \$10,000 from the contingency fund for one year for capital improvements.
- 5) To table the review and discussion on the Operational and Organizational Review proposal submitted by RW Management Group, Inc. until reports requested from comparable cities contingent with specific questions asked is brought back to the Committee.
- 7) To approve seeking help with RFP from Dr. Maria Todd for bidding out broker services; and to approval seeking bids for a health insurance broker service.
- 8) To receive and file the report from Ehlers.
- 9) To receive and file the March and April, 2019, check register.
- 10) To receive and file the General Fund Financial Statements.

MOTION by Councilor Kern, seconded by Elm and carried, to separate item #7 and approve remainder of the Consent Agenda.

- 7) To approve seeking help with RFP from Dr. Maria Todd for bidding out broker services; and to approval seeking bids for a health insurance broker service.

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

7.2 License & Fees Committee, May 13, 2019

- 1) To approve the recommended ordinance change to add Sec. 22-64.1 – Over the Limit or Prohibited Animal Application.

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

8. BUSINESS BY DEPARTMENT HEADS

City Clerk Kalan

- 8.1** Recommending approval of miscellaneous licenses.

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

Environmental Services Director Roberts

- 8.2** Recommending approval of the Lawn Maintenance 2019 Service Contract to Udeen Trucking for an anticipated annual cost of approximately \$13,260.59.

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

Public Works Director Janigo

- 8.3** Recommending approval to award the 2019 service contract for city-owned parcel lawn mowing to Easy Living Services LLC at the per square foot price of \$0.00949.

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

- 8.4** Recommending approval of the lease end purchase of a 2015 Toyota Highlander XLE from Kari Toyota for \$22,540.00.
MOTION by Councilor Dalbec, seconded by Van Sickle and carried, to approve.

Finance Director Vito

- 8.5** Recommending approval to move forward into negotiations with Kemper Sports as recommended by the Golf Course Task Force.

Vito outlined the recent history of Nemadji Golf Course Operations and the need for a transition plan beyond 2019 as Mark Carlson gave notice that 2019 would be his last year in operating the golf course. The Golf Course Task Force Committee was established to assist with RFP process, provide input for selecting a new operator and make a recommendation to the city council. Numerous meetings were held February through March. Three proposals were received: Bill Casper Group, Kemper Sports, Nemadji Public Golf Course, Inc. (Mark Carlson). After reviewing the financial highlights of proposals, and estimated Finance Effects of proposals, the Task Force unanimously recommended negotiating a management agreement with Kemper Sports to operate the Nemadji Public Golf Course for the period January 1, 2020 through December 31, 2024.

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

Parks, Recreation and Forestry Director Cadotte

- 8.6** Recommending approval of the Deed of Gift to the State Historical Society of Wisconsin transferring artifacts recovered from the Wisconsin Point Site (47DG-24) to ensure their continued preservation and protection.
MOTION by Councilor Van Sickle, seconded by Bender and carried, to approve.

- 8.7** Recommending approval of recommendations made by the Business Improvement District Design Committee to purchase 150 snowflake silhouettes from Display Sales for a total cost of \$67,950.00.
MOTION by Councilor Elm, seconded by Ludwig and carried, to approve.

- 8.8** Recommending approval of the purchase of 1,482 cubic yards of engineered wood fiber from Circle, Inc. for playground surfacing at a cost of \$21.70 per cubic yard for a total anticipated cost of \$32,159.40.
MOTION by Councilor Kern, seconded by Bender and carried, to approve.

9. BUSINESS BY THE MAYOR

10. BUSINESS BY COUNCILORS

- 10.1** Report by Youth Council.

11. RESOLUTIONS

11.1 R19-13436 Resolution introduced by the Department of Parks, Recreation and Forestry of the City of Superior supporting the Proclamation of International Migratory Bird Day in the City of Superior.

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

11.2 R19-13437 Resolution submitted by Councilor Olson and the Northern Wisconsin Building and Construction Trades Council requesting support for Husky Energy Private Project Labor Agreement (PLA).

Kyle Bukavich, President of the Northern WI Building and Construction Trades Council, asked the Council for support to ensure Northern Wisconsin is key in the rebuild of Husky Refinery.

Councilor Olson discussed the benefits to the community in supporting this resolution.

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

12. ORDINANCES

12.1 O19-4147 Ordinance introduced by the Public Works Department of the City of Superior amending City Code Chapter 112 – Traffic Code, Schedule K, Disabled Do Not Block Sidewalk Zones by adding 2334 Banks Avenue.

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

12.2 O19-4148 Ordinance introduced by the License & Fees Committee amending Section 22, Animals, to allow for an over the limit or prohibited animal application.

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

13. BUSINESS BY PUBLIC

3.2 SELECTION OF COUNCIL PRESIDENT

Mayor Paine explained the nomination of Councilor Ludwig and Fennessey stand from the previous meeting.

Roll call for President failed for lack of majority:

Ludwig – 5	Olson, Van Sickle, Bender, Elm, Ludwig
Fennessey – 4	Sweeney, Fennessey, Kern, Sutherland
Abstain – 1	Dalbec

Councilor Fennessey would like a written opinion from City Attorney Prell regarding the legality of using a game of chance to resolve the vote deadlock for Council President.

MOTION by Councilor Fennessey, second by Dalbec and carried, to table the Selection of Council President until the June 4, 2019 Council meeting.

Meeting adjourned at 7:09 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 4th day of June, 2019.

Attest:

Mayor

City Clerk