

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
October 21, 2014**

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

1. PLEDGE OF ALLEGIANCE

- 2. ROLL CALL** Dan Olson, Tom Fennessey, Warren Bender, Jack Sweeney, Denise McDonald, Terry Massoglia, Bob Finsland, Mike Herrick, Dennis Dalbec, Esther Dalbec – 10
Also Present: Mayor Hagen, City Attorney Prell, City Clerk Kalan

3. PROCLAMATIONS AND COMMENDATIONS

- 4. APPROVAL OF MINUTES** – October 7, 2014 - Regular Council meeting.
MOTION by Councilor Bender, seconded by D. Dalbec and carried, to approve.

5. PUBLIC HEARINGS

- 5.1 R14-13214** Resolution introduced by the Plan Commission to vacate two streets located between lots 5 and 6, Block 500, lots 5 and 6, Block 501, and lots 5 and 6 Block 502. (VAC 14-06, Foster)
No one spoke in favor of or opposition to the proposed vacation.
MOTION by Councilor E. Dalbec, seconded by D. Dalbec and carried, to approve.
- 5.2 R14-13218** Resolution introduced by the Community Development Division to approve the CDBG 2015 Action Plan; authorizing staff to submit plan to U.S. Department of Housing and Urban Development.
No one spoke in favor of or opposition to the proposed Plan.
MOTION by Councilor Herrick, seconded by Fennessey and carried, to approve.
- 5.3** 2015 General Fund Operating Budget.
No one spoke in favor of or opposition to the proposed budget.
MOTION by Councilor Bender, seconded by D. Dalbec and carried, to approve.
- 6. CONSENT**
MOTION by Councilor Finsland, seconded by Fennessey and carried, to separate item #6.5 4) and consider under item #7.2.

Communications and Reports Received and Filed:

- 6.1** Douglas County Historical Society, April, May, June, July, and August, 2014, minutes.
6.2 Duluth-Superior Metropolitan Interstate Council, September 17, 2014, meeting summary.
6.3 Parks and Recreation Commission, October 2, 2014, meeting minutes.

Matters Referred to:

Public Works Committee:

- 6.4 Assistant Public Works Director Janigo is requesting referral of proposed changes to City Code Section 34-57 34-58, and 34-60, City license or registration required.

Standing Committee Reports Approved:

6.5 Finance Committee, October 9, 2014

2. Receive and file the September check register.
3. Receive and file the August General Fund Financial Statement.
4. 2015 Landfill budget – approve a monthly recycling fee of \$3.50, retroactive with November and December of 2014 to be billed in January 2015, with necessary budget adjustments.

Item 6.5 4) considered under item #7.2.

6.6 License & Fees Committee, October 13, 2014

1. Deny the request by Attorney Johansen on behalf of John Graves to adjourn the hearing until the November License & Fees Committee meeting; and Revoke the General Contractor Registration for John Graves.

6.7 Public Safety Committee, October 8, 2014

2. Approve ordinance prohibiting Panhandling in specified areas.
3. Approve modifications to the False alarm ordinance as specified.

Licenses Approved: *City Clerk Kalan*

- 6.8 Approve miscellaneous licenses.

- 6.9 Approve Original Class B Liquor & Beer, and Cabaret license applications by IKIS, Inc.; Trade Name Izzy's BBQ Lounge, 1506 N. 3rd St.; Isadore Turner, Jr Agent, for the license period October 22, 2014 – June 30, 2015.

- 6.10 Approve Renewal application for a 6 month Class B Liquor & Beer license by Superior Curling Club, 4700 Tower Avenue, for the license period October 22, 2014 – April 15, 2015.

7. BUSINESS BY DEPARTMENT HEADS

- 7.1 Finance Director Vito recommending approval of the Internal Auditor Services Contract with Thomas Andersen for \$40,000 annually through December 2015.

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

- 7.2 Finance Director Vito is requesting approval of a monthly residential recycling fee of \$3.50 beginning November 2014.

Mayor Hagen summarized the Landfill Enterprise Fund and recycling costs. Approximately \$1 million from the General Fund used to be transferred into the Landfill Enterprise Fund annually, which threatens dollars available for other core services. In addition to curbside recycling, the City also pays for the cost of providing brush and leaf collection, household hazardous waste disposal, tire, mattress, and waste oil recycling at the landfill. He reminded the council that over the past three years the legislature has passed 64 bills into law that have reduced local authority, eliminated it or produced unfunded mandates for local government to implement without corresponding or other revenue streams being made available. This trend is not going to go away and he recommended citizens contact their legislators. In late 2013 the City Council approved hiring the consultant firm New Gen Strategies & Solutions to assist the City with a thorough review of the landfill. One of the tasks in their recommendations is to implement a user fee for recycling to recover costs associated with the recycling operation. Superior is the only municipality in Wisconsin that does not charge for garbage pickup and recycling and he cautioned that he believes the legislature will be bringing forward recycling fee legislation in the next budget bill.

Mick MacKenzie, 2353 Logan Ave., spoke in opposition to the recycling fee.

Councilor Olson did not support the monthly fee, however understood the implications of the possible recycling fee legislation, and suggested a compromise of implementing a \$1 monthly fee to have the fee in place.

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

- 7.3 Assistant Finance Director Bronson is requesting approval of the 2015 Landfill budget.
MOTION by Councilor E. Dalbec, seconded by Finsland and carried, to approve.

- 7.4 Parks, Recreation, and Forestry Director Morgan is submitting a request from the Superior Jaycees to partner with the City of Superior to build a dog park.

a) Communication dated 10-16-14 from Al Horvath outlining talking points regarding the proposed dog park.

Amber Pedersen, and Brent Fennessey, Superior Jaycees, would like to partner with the City to build a dog park and presented their Dog Park Proposal. The proposed location is on New York Avenue near the Billings Park Civic Association. The presentation addressed questions and concerns of area residents. They explained they will be donating \$17,130 (or 75%) for the fence, and are committed to fundraising \$5,710, the remaining 25% of the fence cost. The entire area will be fenced including a 20' x 20' vestibule entrance where owners will unleash their dogs. The park will be handicap accessible and will have green space. They will also adopt the dog park as a cleanup site.

Lynn Hulter, 1612 Iowa Ave. volunteered to clean up 2-3 times a week at the park.

Susan Horvath, 6 Belknap Shores, felt the decisions for the dog park were moving too fast and echoed talking points submitted by her husband.

MOTION by Councilor D. Dalbec, seconded by Sweeney and carried, to refer to the Parks and Recreation and Planning Departments for review of the site selection, and provide a detailed analysis of potential sites at the November 18th Council meeting; and approve the partnership between the City and the Superior Jaycees to work together to construct the dog park.

8. BUSINESS BY THE MAYOR

MOTION by Councilor Bender, seconded by E. Dalbec to consider item #8.1 out of order.

8.1 Carlson-Dettman Consulting presenting market data results relating to the Compensation Study and requesting direction of market placement and pay plan options.

a) Charles Carlson, Carlson-Dettmann Consulting (CDC), handed out a compensation Project Update, and gave a brief presentation and explained he is requesting direction on the following:

1) Which market to utilize for the final pay plan; 2) Where they want the City to fall within the market; high medium or low; and 3) which pay plan option.

1) MOTION by Councilor Bender, seconded by McDonald and carried, to use the entire survey group, public and private sector for comparable wages.

2) MOTION by D. Dalbec, seconded by Bender and carried, to match the market rate, rather than higher or lower than market rate.

3) MOTION by Councilor Bender, seconded by D. Dalbec and carried, to utilize the wage step pay plan.

9. BUSINESS BY COUNCILORS

10. RESOLUTIONS

10.1 R14-13215 Resolution introduced by the Common Council designating certain banks and investment firms as depositories for the City of Superior.

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

MOTION by Councilor D. Dalbec, seconded by Bender and carried, to consider item #'s 10.2 and 10.3 out of order.

10.2 R14-13216 Initial resolution of the City of Superior, relating to the issuance of General Obligation Bonds in an amount not to exceed \$3,870,000 for the 2015 Street Improvements.

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

10.3 R14-13217 Resolution providing for the issuance and sale of General Obligation Street Improvement Bonds, Series 2015A.

MOTION by Councilor Herrick, seconded by E. Dalbec and carried, adopt the resolution.

11. ORDINANCES

- 11.1 O14-3897** Ordinance introduced by the City Attorney amending Chapter 54, False alarms, adding a \$50 charge for each additional false alarm after five or more false alarms in a calendar year.
MOTION by Councilor E. Dalbec, seconded by D. Dalbec and carried, to adopt the ordinance.
- 11.2 O14-3898** Ordinance introduced by the City Attorney amending Chapter 86 to include Section 86-27, Panhandling prohibited in specified areas.
Julia Johnson 2005 Lackawanna Ave. spoke to the issue.
MOTION by Councilor E. Dalbec, seconded by D. Dalbec and carried, to adopt the ordinance.
- 11.3 O14-3899** Ordinance introduced by the Finance Committee amending City Code Chapter 58, Article IV, Recyclable Waste Materials by implementing a \$3.50 monthly recycling fee, beginning November 1, 2014.
MOTION by Councilor Finsland, seconded by Fennessey and carried by roll call vote to adopt the ordinance.
AYE - 7 Fennessey, Sweeney, McDonald, Massoglia, Finsland, Herrick, D. Dalbec
NO - 3 Olson, Bender, E. Dalbec

12. BUSINESS BY PUBLIC

MOTION by Councilor Fennessey, seconded by Bender and carried, to adjourn meeting at 8:25 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 5th day of November, 2014.

Attest:

Mayor

City Clerk