

**AGENDA FOR REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday May 5, 2009
6:30 p.m. - Government Center, Board Room 201**

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND COMMENDATIONS

APPROVAL OF MINUTES April 21, 2009 - Reorganizational Council meeting

1ST ORDER

PUBLIC HEARINGS

2ND ORDER

CONSENT AGENDA

The following items may be received and filed, referred, or approved as noted, by the Council utilizing a single vote. There will be no separate action on these items unless a Council member requests, and the Council approves. Communications are on file in the City Clerk's office, and may be viewed in their entirety during regular office hours.

COMMUNICATIONS AND REPORTS TO BE RECEIVED AND FILED:

State of Wisconsin

1. Governor Doyle presenting the City of Superior with Homeland Security grants:
 - a) \$4,970 to the Joint Regional Dive Team to purchase equipment that enhances ability to respond to emergency incidents; and
 - b) \$23,034 to fund personnel costs for fire department training at Wisconsin's Regional Emergency All-Climate Training Center.
2. Public Service Commission advising Northern States Power Company request for approval to construct a Biomass Gasifier at its Bay Front Generating Facility

Douglas County

3. Douglas County Historical Society March 16, 2009 meeting minutes.

City of Superior

4. City Attorney Prell submitting executed Purchase Agreement between Douglas County Historical Society (DCHS) and the City of Superior for the purchase of the Pattison Collection.

City of Superior Minutes/Reports

5. Liability Claims Committee February 18, 2009 meeting minutes.
6. Police and Fire Commission March 11, 2009 meeting minutes.
7. Urban Forestry Tree Board April 16, 2009 meeting minutes.

Miscellaneous Communications and Reports

8. Duluth Transit Authority Board of Directors February 25, 2009, meeting minutes.
9. Superior Tourism Development Fund 2007 and 2008 meeting minutes.

MATTERS TO BE REFERRED TO:

Liability Claims Committee

10. Claim #09-13 William Bunker
11. Claim #09-14 Auto Owners Insurance on behalf of William & Jeanne Downs
12. Claim #09-15 John Doherty

Public Safety Committee

13. Councilor Finsland request discussion regarding safety issues for a new playground at Woodland Way housing complex.

7th Order – Ordinances

14. City Attorney Prell submitting an ordinance amending City Code Section 106-8(a) unauthorized encroachments on public ways to constitute a nuisance.
15. Public Works Administrative Assistant Kimberlin submitting an ordinance amending City Code Chapter 112, Traffic Code, Schedule K, Disabled – Do Not Block Sidewalk, by adding 1818 John Avenue.

STANDING COMMITTEE REPORTS TO BE APPROVED:

16. Human Resources Committee, April 20, 2009

3. Approve changes to the Weatherization staffing and job descriptions.
5. Approve wage step/adjustments relating to minimum wage increase.
6. Approve wage step increase for the ES Collections System Manager.
7. Receive and file March 2009 Monthly Personnel Report.

17. Plan Commission, April 22, 2009

1. Approve Special Use Permit for Krist Oil, 4202 E. 2nd St., for outdoor sales. (SUP 09-02)
2. Approve David LaLiberte, 24 Quechee Street, request to vacate New York Avenue between Wellington Street and Park Place. (VAC 09-02)

18. Public Works Committee, April 15, 2009

1. Traffic Calming Policy, Held in Committee.
2. Faxon parking issue, Withdrawn.
3. Approve “No Parking Between Signs”, at N. 18th Street (behind 1802 Ogden Avenue).
4. Approve “No Parking Between Signs” at 513 Cumming Avenue.
5. Review signage on N. 15th Street and Ogden Avenue, Held in Committee
6. Review parking at 2415 E. 5th Street, Regina Hill Apartments, Held in Committee
7. Receive and file request to repair alley between 24th and 25th Avenues East and E. 2nd and 3rd Streets.

LICENSES TO BE APPROVED:

City Clerk Kalan submitting:

19. Miscellaneous licenses.

- 20. Applications by Dodgies East End Tavern LLC, trade name Dodgies, 2114 E. 1st Street, to amend premises of a Class B Liquor & Beer; and for a One Day Cabaret license for a special event, July 11, 2009.
- 21. Application by Great Lakes Tavern Company, trade name Shooters Saloon, 624 Tower Avenue, to amend premises of a Class B Liquor & Beer license for a special event, July 17 – 19, 2009.

3RD ORDER

BUSINESS BY DEPARTMENT HEADS

4TH ORDER

BUSINESS BY THE MAYOR

Mayor Ross Committee Appointments:

- 22. Police and Fire Commission: Charlie Glazman, filling vacated term ending May 2012; and Tom Fennessey, term ending May 2014; and Redevelopment Authority of the City of Superior (RACS): Kevin Norbie, term ending May, 2014.
- 22.1 Redevelopment Authority of the City of Superior (RACS): Mike McCoshen, term ending May, 2014; Plan Commission: Jim Sigfrids, term ending May, 2012; Tree Board: Ella Cross, term ending May 2012; and Civil Service Commission: Names to be advised at meeting.

5TH ORDER

BUSINESS BY COUNCILORS

- 23. **Council President Olson and Vice President Finland** submitting committee assignments:
 - City-Wide Labor ManagementFinland
 - Deer CommitteeMertzig
 - Development Association.....Bridge
 - Douglas County Historical SocietyBender
 - Finance CommitteeAnderson, Bridge, Bender, Olson (Alt)
 - Golf Course CommitteeMacKenzie
 - Head of the Lakes Fair BoardOlson
 - Human Resources CommitteeFinland, Hendry, MacKenzie, Mertzig (Alt)
 - Library BoardMacKenzie
 - License and Fees CommitteeFinland, Dalbec, Olson, Herrick (Alt)
 - Mayor’s Commission on DisabilitiesFinland
 - Metropolitan Interstate CommitteeBender, Olson, Anderson
 - Parks & Recreation CommissionBridge, Hendry
 - Plan CommissionAnderson, Bridge, Hendry
 - Police & Fire CommissionHerrick
 - Public, Education & Govt Access (PEGA)Mertzig
 - Public Safety CommitteeDalbec, MacKenzie, Bender, Olson (Alt)
 - Public Works CommitteeFinland, Anderson, MacKenzie, Dalbec (Alt)
 - Redevelopment Authority of the City of Superior (RACS) Herrick
 - Superior-Douglas Co. Convention & Visitor BureauBridge
 - Superior Public Museums BoardMertzig
 - Superior Senior CenterHendry
 - Superior Tourism Development FoundationBender, Hendry
 - Tree BoardHerrick

6TH ORDER

RESOLUTIONS

- 24. **R09-12873** Resolution by Council President Olson and Vice President Finsland opposing the State Petroleum Tax.
- 25. **R09-12874** Resolution introduced by the Plan Commission authorizing a Special Use Permit for Agricultural Outdoor Sales, at 4202 E. 2nd Street. (SUP 09-02, Krist Oil)
- 26. **R09-12875** Resolution introduced by the Plan Commission setting a Public Hearing to June 16, 2009 at 6:30 p.m. in the Government Center Board Room 201, for request to vacate a portion of New York Avenue between Wellington Street and Park Place. (VAC 09-02, LaLiberte)

7TH ORDER

ORDINANCES

- 27. **O09-3690** Ordinance introduced by City Attorney Prell amending City Code Chapter 106, Streets and Sidewalks, Section 106-8, Unauthorized encroachments on public ways to constitute a nuisance.
- 28. **O09-3691** Ordinance introduced by the Common Council amending City Code Chapter 112, Traffic Code, Schedule K, Disabled – Do Not Block Sidewalk by **adding**: 1818 John Avenue.
- 29. **O09-3692** 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**: 1802 Ogden Avenue (each side of driveway entrance).
- 30. **O09-3693** 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**: 513 Cumming Avenue (each side of sidewalk entrance for length of car).
- 31. **O09-3694** Ordinance introduced by the Public Works Committee amending the City Code Chapter 112 Traffic Code, Article VII, Schedule H, No Parking on School Days between 7:00 a.m. and 4:00 p.m. Section 2, School Bus Parking Zones, **by deleting**: Jefferson Learning Center, 1514 Ogden Avenue.

8TH ORDER

BUSINESS BY PUBLIC

If you would like to speak before the Council, please sign your name on the sign-up sheet prior to the Council meeting. Due to requirements of the Wisconsin Open Meetings laws, only matters placed on this agenda may be approved by the Council at this meeting, however, citizens may address the Council regarding items which require no action. No personal attacks on individuals will be allowed, and all comments by members of the public shall be limited to three (3) minutes in length.

Citizens should contact the Mayor, a Councilor, or the City Clerk to have a matter placed on a future Council agenda for consideration.

Pursuant to the Americans with Disabilities Act of 1990, if you are in need of an accommodation to participate in the public meeting process, please contact the City Clerk's Office at (715) 395-7200 prior to the scheduled meeting. The City will attempt to accommodate any request depending on the amount of notice received. TDD (715) 395-7521.

In compliance with Wisconsin Open Meetings Law, this agenda was:
 Posted: Government Center, Court House, & Public Library,
 Daily Telegram, Media & mailing list notified: April 30, 2009
 Daily Telegram to sign and fax verification of receipt to 395-7264

 Name date