

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
6:30 p.m. - Government Center, Board Room 201**

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, Ruth Ludwig, Craig Sutherland, Brent Fennessey, Esther Dalbec – 9
Youth Councilors: Madison Hale, Adam Lavine
Also Present: Mayor Paine, City Attorney Prell, City Clerk Kalan

SELECTION AND SEATING OF 6th DISTRICT COUNCILOR

By mutual agreement, Kara Schmidt addressed the council first, Tylor Elm second.

Roll Call Vote:

Elm: Bender, Sweeney, Fennessey, Sutherland, Kern, Olson, Van Sickle.
Schmidt: Ludwig, Dalbec

Tylor Elm was sworn in as 6th District Councilor and seated.

3. PROCLAMATIONS AND COMMENDATIONS

- 4. APPROVAL OF MINUTES** May 16, 2017 - Regular Council meeting.
MOTION by Councilor Olson, seconded by Bender and carried, to approve.

5. PUBLIC HEARINGS

- 5.1 O17-4004** Ordinance introduced by the Department of Planning and Development to amend City Code, Chapter 122, Zoning; and Zoning Map for the City of Superior to rezone lots in the vicinity of North 13th Street and Grand Avenue from R3 – Apartment Residential District, to PDD – Planned Development District.

No one spoke in favor or opposition to.

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

6. CONSENT AGENDA

MOTION by Councilor Dalbec, seconded by Fennessey and carried, to approve the Consent Agenda.

Communications and Reports to be Received and Filed:

- 6.1 Mayor's Commission on Disabilities minutes, April 17, 2017.
- 6.2 Police & Fire Commission minutes, May 10, 2017.
- 6.3 Public Safety Committee minutes, May 17, 2017.
- 6.4 Urban Forestry Tree Board minutes, May 18, 2017.
- 6.5 Parks and Recreation Commission minutes, May 25, 2017.

7. STANDING COMMITTEE RECOMMENDATIONS FOR APPROVAL

7.1 **Human Resources Committee, May 15, 2017**

- 5) Receive and File the Monthly Personnel Report for April, 2017.

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

7.2 **Public Works Committee, May 17, 2017**

- 3) To approve the request from Enbridge to purchase 4.1 credits from the City of Superior Compensatory Wetland Mitigation Bank.
- 4) To approve the 2017 landfill contract with Orion Environmental Services LLC; not-to-exceed \$3,500 per month.
- 5) To approve the Return Activated Sludge Pump Replacement.
- 6) To approve the Easement Jetter purchase via Sole Source Solicitation.
- 7) To accept Councilor Bender's withdrawal of his request to remove permit parking on the 2900 block of Ogden Avenue and allow parking on both sides.
- 8) To hold in committee Councilor Sweeney's request to consider placement of a two-way stop sign at 20th Avenue East and East 3rd Street (traffic to stop at East 3rd St).
- 9) To exempt Cedar Avenue between North 11th and 12th Streets from calendar parking and designate "no parking even side of street."
- 11) To refer the issue of permit parking to the Mayor's Office to look into the creation of a task force to study the issue.
- 12) To table item and refer the matter of boulevard parking to the parking task force.
- 13) To repeal the ordinance for 2-hour parking on the north side of Broadway for a distance of one-half block east of Ogden (in the 1600 block).
- 14) To refer parking problems in the 1300 block of John Avenue to the parking task force.
- 15) To receive and file the ESD Director's Report.
- 16) To receive and file the Public Works Director's Report.

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

7.3 Committee of the Whole, May 16, 2017

To approve Paine's recommendation in moving forward with updating the responsible bidder ordinance.

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

8. BUSINESS BY DEPARTMENT HEADS

City Clerk Kalan

8.1 Requesting approval of miscellaneous licenses.

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

8.2 Submitting preliminary alcohol report.

MOTION by Councilor Dalbec, seconded by Bender and carried, to approve alcohol licenses in compliance, and to set a public hearing on June 20th, 2017, for non-renewal of alcohol beverage licenses due to non-compliance.

Public Works Director Janigo

8.3 Recommending approval of 2017 landfill contract with Orion Environmental Services LLC; not-to-exceed \$3500.00 per month.

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

8.4 Recommending approval of bid award for the Faxon Creek Outlet Improvement at Osaugie Trail project to Northern Interstate Construction at a proposed cost of \$43,237.05.

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

8.5 Recommending approval of contract extension for Airport Management at the Richard I. Bong Memorial Airport to Twin Ports Flying Service, Mr. Bill Amorde, President.

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

8.6 Recommending approval of a five year Fixed-Base Operator's and Lease Agreement with Calvin Kramp, dba: Superior Flying Service, LLC, to lease office space at the Richard I. Bong Memorial Airport, for the purpose of conduction and providing aviation services.

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

8.7 Requesting approval of the Easement Release Agreement for easements and workspace obtained through ten parcels of unimproved City of Superior property as right-of-way for the upcoming Line 3 Replacement Project.

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

8.8 Recommending approval of the purchase of one PipeHunter SideKick Easement Jetter and transport trailer at the price of \$44,712.00.

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

Parks, Recreation and Forestry Director Cadotte

8.9 Requesting approval to waive the bidding requirements and that funding be allocated from the Hotel Motel Tax Fund to enter into a two-year lease for 20 bikes (\$1,800 per bike, per year) with Zagster, Inc., for a community bike share program.

MOTION by Councilor Sweeney, seconded by Olson to refer back to Parks & Recreation Commission carried by roll call vote:

AYE – 8 Sweeney, Fennessey, Elm, Ludwig, Sutherland, Kern, Dalbec, Olson

NO – 2 Van Sickle, Bender

Planning Director Serck

8.10 Recommending approval to put up for bid the property located at 2305 Butler Avenue as received from Lee Schumacher.

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

9. BUSINESS BY THE MAYOR

9.1 Mayor Paine re-appointing John Nousaine and Katey Geistfeld to the Mayor's Commission on Disabilities; re-appointing Dave Strum and Dennis Dalbec to the Plan Commission; appointing Jenny Van Sickle to the RACS; and re-appointing Vivian Markley to the Urban Forestry Tree Board.

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

10. BUSINESS BY COUNCILORS

11. RESOLUTIONS

11.1 R17-13343 Resolution introduced by the Common Council concerning the Wisconsin Department of Natural Resources Compliance Maintenance Annual Report (CMAR) for 2016.

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

12. ORDINANCES

12.1 O17-4005 Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article III, Parking, by changing Section 1., Two-Hour Parking Only and removing Two-Hour Parking on Broadway Street – north side, for a distance of one-half block east of Ogden Avenue.

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

- 12.2 O17-4006** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article III, Parking, by adding No Parking on Even Side of Street – Cedar Avenue between North 11th and North 12th.

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

- 12.3 O17-4007** Ordinance introduced by the Public Works Committee amending the City Code, Chapter 112, Traffic Code, Article VII, Schedule I, Streets Excluded from Calendar Parking, by adding Cedar Avenue – between North 11th and North 12th.

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

- 12.4 O17-4008** Ordinance introduced by the Public Works Department of the City of Superior, amending the City Code, Chapter 112, Traffic Code, Schedule J, Disabled Parking Zones, by removing disabled parking signage at 1220 Harrison Street (both sides).

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

- 12.5 O17-4009** Ordinance introduced by Mayor Jim Paine repealing Section 2, Article XII, Public Works Projects and recreating Section 2, Article XIII, Responsible Bidder Criteria.

MOTION by Councilor Olson, seconded by Fennessey and carried, to amend Section 2-470 (g) to read “The contractor participates in a Class A Apprenticeship Program if applicable to Section 2-468”; and to amend Section 2-470 (o) to read “The contractor has a record of satisfactorily ~~completing at least five (5) projects of similar size and complexity within the last five (5) years. Criteria meeting the~~ criteria which will be considered in determining satisfactory completion of projects and may include, but are not limited to...”

MOTION by Councilor Fennessey, seconded by Sweeney and carried, to amend Section 2-470 (k)(2) to read “~~The contractor’s employees who will perform work on the project~~ Covered under a current health insurance policy coverage as required by federal or state law”; and Section 2-472 by changing “county” to “city”.

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

13. BUSINESS BY PUBLIC

Meeting adjourned at 8:15 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 20th day of June, 2017.

Attest:

Mayor

City Clerk