

**AGENDA FOR SPECIAL COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Tuesday, November 22, 2022  
6:30 p.m. - Government Center, Board Room 201**

- 1. PLEDGE OF ALLEGIANCE**
- 2. ROLL CALL**
- 3. CITY ATTORNEY PRELL AND CITY CLERK RAMOS submitting resignation of 3rd Aldermanic District Councilor Warren Bender and options regarding the vacancy.**

**If you would like to speak before the Council, please email the City Clerk’s Office at [cityclerk@ci.superior.wi.us](mailto:cityclerk@ci.superior.wi.us) 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, and must not include endorsements of any candidates or other electioneering.**

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

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*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 (OR dial 711 for Telecommunications Relay Service) prior to the scheduled meeting. The City will attempt to accommodate any request depending on the amount of notice received.*

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**In compliance with Wisconsin Open Meetings Law, this agenda was posted on 11/18/2022 at the following locations: Superior Government Center, Douglas County Courthouse, and online at <https://www.ci.superior.wi.us/agendacenter>. It was also emailed to the Superior Telegram, PACT, and the Superior Public Library.\*\*\***



*City Clerk's Office*

*1316 N. 14<sup>th</sup> St. Suite 200  
Superior, WI 54880*

*Phone: (715) 395-7200  
[www.ci.superior.wi.us](http://www.ci.superior.wi.us)*

**DATE:** November 18, 2022  
**TO:** Members of the Superior Common Council  
**FROM:** Frog Prell, City Attorney; Camila Ramos, City Clerk  
**RE:** Options for Vacant Council Seat

Attached is the resignation letter received earlier this week from Councilor Warren Bender.

To fill the vacancy, the common council has the following four options:

- 1) Leave the seat vacant for the remainder of the term, through April 15, 2024.
- 2) Fill the vacancy by appointment for the remainder of the term, through April 15, 2024.
- 3) Fill the vacancy by appointment through April 17, 2023, and order a special election to be held on April 4, 2023.
- 4) Order a special election to be held on April 4, 2023 (leave the seat vacant through April 17, 2023).

Previous vacancies have been filled by asking constituents of the district to submit letters of interest to the City Clerk's Office which are then submitted to the council. If this is the recommendation of the council to fill this vacancy, the letters of interest will be submitted to the Council at the December 6th Council meeting and the applicants invited to attend the meeting.

Nominations for appointment are by motion and second from the council. Nominees are provided an opportunity to address the council for no longer than five minutes. The order of presentations will be by random drawing, unless the nominees themselves were to agree.

Following comments by nominees, the meeting will be opened to comments by the public, restricted to one, three-minute period. Following comments by public, a "discussion" period will take place to speak to the qualities of the nominees and is not meant to invite debate between councilors and nominees, therefore, no councilor will be allowed to put questions to a nominee and no nominee will be allowed to respond to councilors' comments.

The council, by roll call vote and without additional comment, states the name of his or her preferred candidate. The council is not allowed to fill a vacancy through secret ballot. Six or more votes for one nominee will be required to appoint.

In the event there are more than two nominees and no candidate receives six or more votes, the top two vote-getters will advance to a final vote.

The appointee will be sworn in and seated at the meeting.

November 14<sup>th</sup>, 2022

RECEIVED

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City Clerk  
Superior, Wisconsin

To: Mayor Paine and City Clerk Ramos

From: Councilor Warren Bender

For the past several years I have had many medical problems, both physical and mental. Effective at 8AM tomorrow, Tuesday, November 15<sup>th</sup>, I will be resigning from my position on the Superior City Council so I can seek the help I so desperately need.

I want to thank all who have supported me for the last 15 years including my family and friends, Mayor Paine, Department Heads, and my fellow councilors both past and present. I also thank many other city employees who have touched my heart in so many positive ways.

Finally, to those who have been negatively affected by my inadvertent actions, I accept responsibility, and I emphatically apologize. Again, I will be seeking the proper help that I need in a sincere effort to remain a respected and proactive citizen of Superior, WI. Thank you very much.

Sincerely,



Warren Bender