

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday, April 21, 2020
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

Present: Nick Ledin, Jenny Van Sickle, Warren Bender, Jack Sweeney, Brent Fennessey, Tylor Elm, Ruth Ludwig, Craig Sutherland, Keith Kern, Esther Dalbec (via teleconference) – 10

Also Present: Mayor Paine, City Attorney Prell, City Clerk Kalan. Present via teleconference: Police Chief Alexander, Fire Chief Gordon, Finance Director Puetz.

3.1 PROCLAMATIONS AND COMMENDATIONS

3.2 SELECTION OF COUNCIL PRESIDENT

MOTION by Kern, seconded by Fennessey to nominate Sutherland as Council President.

MOTION by Bender, seconded by Van Sickle to nominate Ludwig as Council President.

Sutherland – 5 Sweeney, Fennessey, Sutherland, Kern, Dalbec

Ludwig – 5 Ledin, Van Sickle, Bender, Elm, Ludwig

Mayor Paine broke the 5 – 5 tie, Councilor Ludwig was seated as Council President.

3.2 SELECTION OF COUNCIL VICE PRESIDENT

MOTION by Bender, seconded by Ludwig to nominate Elm as Council Vice President.

MOTION by Bender, seconded by Van Sickle to nominate Ludwig as Council Vice President.

Elm – 7 Ledin, Van Sickle, Bender, Sweeney, Elm, Ludwig, Kern

Dalbec – 3 Sutherland, Fennessey, Dalbec

Councilor Elm was seated as Council Vice President.

4. APPROVAL OF MINUTES March 17, 2020 - Regular Council meeting and April 9, 2020 – Special meeting.

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

5. PUBLIC HEARINGS

5.1 Consolidated Annual Performance and Evaluation Report (CAPER) for 2019.

No one spoke in favor or opposition to the public hearing.

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

6. CONSENT AGENDA

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

Communications and Reports Received and Filed:

- 6.1 Deer Committee meeting, March 11, 2020.
- 6.2 Police and Fire Commission minutes, March 11, 2020.
- 6.3 Redevelopment Authority minutes, March 26, 2020.
- 6.4 HRC Special meeting, April 1, 2020.
- 6.5 HRC Special meeting, April 6, 2020.
- 6.6 Golf Course Committee minutes, April 13, 2020.

Matters Referred:

Liability Claims Committee

- 6.7 Claim #20-08, C. Christian
- 6.8 Claim #20-09, B. Olson

7. STANDING COMMITTEE RECOMMENDATIONS FOR APPROVAL

7.1 **Finance Committee, March 12, 2020**

- 2) a. To approve \$6,000 from the Hotel/Motel Tax Fund for the Douglas County Historical Society.

Councilor Dalbec questioned the funding to the Historical Society as the city had agreed rescind funding. Mayor Paine explained that the Historical Society request the funding be re-added. Councilor Sweeney noted the amount was reduced and also for one year rather that funding continuously.

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

- b. To receive and file the 2020 Lake Superior Ice Festival recap.
- c. To approve the 2021 funding of the Lake Superior Ice Festival at the same level as 2020 for \$40,000.
- d. To approve the fireworks funding at a level of \$35,000 annually, with a 3-year contract with the option to renew with the same company.
- e. To approve the gold level sponsorship for the St. Louis River Water Trail maps in the amount of \$1,000 from the Hotel/Motel Tax Fund for one year.

- 3) To have the Finance Department review the options and bring back a recommendation at the March Finance Committee for purchasing or leasing Engine Two's replacement.
- 4) To hold in Committee the request to draft a reserve drawdown plan document to fund Fire Rig #2 until the March meeting.
- 5) To approve the 2020 Wastewater Revenue Budget. (Approved at March 17th meeting)
- 6) To approve the 2020 Stormwater Budget. (Approved at March 17th meeting)
- 7) To table the 2020 Liability Insurance budget until the April Finance Committee meeting.
- 9) To receive and file the Nemadji Golf Course Financials.
- 10) To receive and file the February, 2020 check register.
- 11) To receive and file the General Fund Financial Statements.
- 12) To receive and file the General Financial Overview.

MOTION by Councilor Bender, seconded by Elm and carried, to separate item #2a. and approve remainder of the Finance Committee minutes.

7.2 Human Resources Committee, March 16, 2020

- 6) To approve the new Acute Respiratory Illness (Infectious Disease) Emergency Policy #20.25.
- 8) To receive and file the Monthly Personnel Report for February 2020.

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

8. BUSINESS BY DEPARTMENT HEADS

City Clerk Kalan

- 8.1** Recommending approval of miscellaneous licenses.

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

- 8.2** Recommending approval of an original Class B Liquor and Beer application by TAF & TOL, LLC, Trade Name: The Topsy Beaver Bar, 3823 E 2nd Street, Agent: Millisa, for the remainder of the license period, expiring June 30, 2020.

MOTION by Councilor Van Sickle, seconded by Sutherland, and carried to approve.

Public Works Director Janigo

- 8.3** Recommending approval to use products from various vendors based on submitted prices and locations for gravel and sand supplies for the 2020 construction season.

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

- 8.4** Recommending approval to award the 2020 Asphalt Milling contract to WK Construction for the amount of \$1.28 per square yard for full depth milling, \$.68 per square yard for partial depth milling and \$2.36 per square yard for detailed milling for an estimated total contract amount of \$54,150.20.

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

- 8.5** Recommending approval to award the 2020 Recycled Concrete and Asphalt Crushing contract to Northland Constructors of Duluth, Inc., per their quotation of \$5.00 per ton for crushing concrete, \$3.00 per ton for fine screening to 3/8 inch, \$3.00 per ton for fine screening to 3/4 inch and \$4.00 per ton for crushing asphalt.

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

- 8.6** Recommending approval to award the State Municipal Agreement and State Municipal Maintenance Agreement with the Wisconsin Department of Transportation for Phase 2 of the E 2nd Street Mill and Overlay project scheduled for the 2021 construction season.

MOTION by Councilor Van Sickle, seconded by Luwig and carried, to approve.

- 8.7** Recommending approval to use products from various vendors based on submitted prices and location for the 2020 Hot Mix Asphalt materials for the annual street maintenance program.

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

- 8.8** Recommending approval to waive the bidding requirements for the purchase of a 2020 Falcon 4 – Ton Tandem Axle Pothole Patch Trailer from Laursen Equipment for a total cost of \$38,240.00 via the Minnesota Net State Bid contract.

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

- 8.9** Recommending approval to award contract for Pavement Marking Services to AAA Striping Service Co. for \$.075 per linear foot for yellow striping; \$.075 per linear foot for white striping; \$45.00 each for arrow, \$75.00 each for ‘ONLY’ markers, and \$184.00 each for railroad crossing markings.

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

9. BUSINESS BY THE MAYOR

10. BUSINESS BY COUNCILORS

11. RESOLUTIONS

- 11.1 R20-13491** Resolution of the City of Superior, Wisconsin, approving the report of the Redevelopment Authority of the City of Superior in connection with Starboard Properties, LLC, project.

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

- 11.2 R20-13492** Resolution providing relief of late fees for City of Superior utility customers.

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

11.3 R20-13493 Resolution creating an Economic Relief Fund for eligible small business operating in the City of Superior, Wisconsin in response to the COVID-19 Health Emergency.

MOTION by Councilor Sweeney, seconded by Fennessy and carried, to approve that no applications would be considered until Friday, August 24th, at noon.

MOTION by Councilor Kern, seconded by Sutherland and carried, to approve as amended

12. ORDINANCES

12.1 O20-4188 An ordinance introduced by the Common Council of the City of Superior amending City Code, Chapter 112 – Traffic Code, Schedule J, Disabled Parking Zones, by adding 1219 N 18th Street (both sides).

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

12.2 O20-4189 An ordinance introduced by the Common Council of the City of Superior amending City Code, Chapter 112 – Traffic Code, Schedule J, Disabled Parking Zones, by adding 1527 Hammond Ave. #1, (both sides).

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

12.3 O20-4190 An ordinance introduced by the Common Council of the City of Superior amending City Code, Chapter 112 – Traffic Code, Schedule J, Disabled Parking Zones, by adding 2003 N 24th Street (odd side of the street).

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

13. BUSINESS BY PUBLIC

Meeting adjourned at 7:20 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 5th day of May, 2020.

Attest:

Mayor

City Clerk