

**PROCEEDINGS OF THE REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
August 20, 2013**

The Regular Meeting of the Common Council was called to order by Mayor Bruce 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, Mick MacKenzie, – 9
Also Present: Mayor Hagen, City Attorney Prell, City Clerk Kalan

3. PROCLAMATIONS AND COMMENDATIONS

- 4. APPROVAL OF MINUTES** - August 6, 2013 - Regular Council meeting
MOTION by Councilor Finsland, seconded by Bender and carried, to approve.

5. PUBLIC HEARINGS

MOTION by Councilor Bender, seconded by McDonald and carried, to consider Resolutions before the Consent Agenda.

6. CONSENT AGENDA

City Clerk Kalan advised of additions to the Consent Agenda, items #6.16 and 6.17, to be received and filed.

MOTION by Councilor Finsland, seconded by Bender and carried, to approve the Consent Agenda as amended.

Communications and Reports Received and Filed:

- 6.1** All checks register for the month of July, 2013.
- 6.2** Community Development Block Grant Advisory Board, July 31, 2013 meeting minutes.
- 6.3** Parks & Recreation Administrator Morgan is reporting that the City of Superior has qualified to become a Bird City for 2013-14.
- 6.4** Parks & Recreation Administrator Morgan is submitting information from Lake Superior Magazine, identifying Wisconsin Point as the best shoreline to stroll on Lake Superior; and the Best Public Lake View Spot.
- 6.5** Parks and Recreation Commission, August 1, 2013, meeting minutes.
- 6.6** Wisconsin Point Plan Implementation Committee, August 5, 2013, meeting minutes.

Matters Referred:

Liability Claims Committee:

- 6.7** Claim #13-25, Travis Tyson

6.8 Claim #13-26, Bachand Property Management

Finance Committee

Finance Director Vito is requesting to refer to the Finance Committee:

6.9 2014 Health Insurance Plan, premiums, and budget.

6.10 Wastewater rate increase for 2014.

Licenses Approved: *City Clerk Kalan*

6.11 Approve miscellaneous licenses.

6.12 Approve application to Amend the Premise of a Class B Liquor & Beer License by Fish Burger Inc.; Trade Name Grumpy's Tavern, 3823 E. 2nd St. for a special event August 30, 2013.

6.13 Approve application to Amend the Premise of a Class B Liquor & Beer License by Dodgies East End Tavern, 2114 E. 5th St., for a special event September 21, 2013.

6.14 Approve application to Amend the Premise of a Class B Liquor & Beer License by Barkers License Inc., Trade Name Barkers Island Inn, 300 Marina Drive, for a special event August 24, 2013.

6.15 Approve application for a One Day Cabaret license by Jimmy's Saloon; 1821 Iowa Avenue, Agent Renee Kern, for a special event September 20, 2013.

* **Communications to be received and filed, handed out at meeting:**

6.16 Redevelopment Authority of the City of Superior, August 14, 2013, meeting minutes.

6.17 Correction to Maria Letsos title on the appointments to the Proposed Rental Property Study Committee.

7. BUSINESS BY DEPARTMENT HEADS

7.1 City Clerk Kalan is requesting directive regarding filling the 10th District Council seat.

Responding to Councilor Herrick, City Clerk Kalan advised Councilor Browne's term ends April, 2015. The Council has a few options: they could appoint someone to fill the remainder of his term; leave the seat vacant; or fill the seat until a special election April, 2014. She stated according to State Statutes a special election cannot be ordered earlier than 92 days prior to the Primary. Therefore a Special election would have to be ordered at the November 19th Council meeting.

Councilor Fennessey suggested the Council President could work with the City Clerk, City Attorney, and possibly the Mayor to formulate a process, and stated in the past he thought there were some sort of questions that were asked, instead of taking it up on the Council floor.

MOTION by Councilor Bender, seconded by Herrick and carried, to solicit letters of interest to fill the 10th District Council seat to be submitted at the September 17th Council meeting; a person could be appointed at that time to fill the term until a special election in April, 2014. The person elected in April would fill the remaining one year of the even district term.

- 7.2 Finance Director Vito is requesting approval of the updated 2014 CIP with tentative approval for the updated 2015-17 CIP.

Joe Radtke, Barkers Island Marina, spoke to the needed improvements to the Marina.

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

Public Works Director Goetzman is requesting to award the bids for:

- 7.3 The Tower Avenue Arch Footings to low bidder Chippewa Concrete Services for \$48,260.

Mayor Hagen provided some history on a commemorative arch that was taken down around 1920; it was a memorial for veterans, and an important icon for the City and he would like to see one constructed again. He feels it would be less expensive and easier to install the footings during construction of the Tower Avenue project. He will be submitting a plan in the near future for a fundraiser/capital campaign hoping to raise the funds from the private sector, and believes it would be an important memorial for the veterans of the area.

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

- 7.4 The Highway 2 traffic signal and road improvements to the low bidder, RJS Construction Group, LLC, for \$634,000.

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

8. BUSINESS BY THE MAYOR

- 8.1 Mayor Hagen is requesting the City Council receive and file the Douglas County Resolution on Animal Shelter Funding, contingent upon adoption by the Council to award construction contracts.

Mayor Hagen clarified he didn't mean to say "receive and file", but rather accept the resolution and when the final cost of the project is known, move forward.

Rick Sailstad, Animal Allies, thanked the Mayor and Council for accepting this funding and stated they will be proud to manage the shelter in Superior. He stated they will try to fill any funding gap to the best of their ability.

MOTION by Councilor MacKenzie, seconded by Herrick to accept the contribution from Douglas County, contingent upon adoption by the Council to award construction contracts, carried by roll call vote:

AYE – 7 Olson, Fennessey, Bender, Massoglia, Finsland, Herrick, MacKenzie

NO – 2 Sweeney, McDonald

- 8.2 Mayor Hagen is recommending to approve the necessary steps outlined in the document, which upon satisfaction will allow construction of an animal shelter as early as spring of 2014.

Councilor MacKenzie thanked the Council for accepting the Douglas County contribution and also thanked all those involved over the past five years. The current outdated dog pound building can finally be replaced with a new and a much more humane adoption center.

Councilor Fennessey clarified the bids for construction of the shelter would only go out in January if the gap funding is in place.

Mayor Hagen read his recommendations/seven steps he believes necessary to move forward with the animal shelter project.

MOTION by Councilor Herrick, seconded by Bender to approve Mayor Hagen's recommendations, carried by roll call vote:

AYE - 7 Olson, Fennessey, Bender, Massoglia, Finsland, Herrick, MacKenzie

NO – 2 Sweeney, McDonald

8.3 Mayor Hagen is submitting the Proposed 2014 General Fund Budget.

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

8.4 Mayor Hagen is recommending to maintain our General Fund Reserves at our current levels, and that an annual review of reserve levels be reported to the Mayor and Common Council at the close of each annual audit.

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

9. BUSINESS BY COUNCILORS

10. RESOLUTIONS

10.1 R13-13136 Resolution of the City of Superior Identifying Blighted Property and Providing Approval to the Redevelopment Authority of the City of Superior (RACS), to Assist in the Private Acquisition, Improvement and Development of Blighted Property; and Approving the Report of the Redevelopment Authority of the City of Superior Regarding the Development Agreement with Convenience Store Investments. (Kwik Trip Project)

10.1 a) Planning Director Serck handed out the report of the Redevelopment Authority, and a map of the parcel.

Scott Teigen, Kwik Trip Chief Financial Officer, gave an overview of their company.

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

10.2 R13-13137 Resolution of the City of Superior Approving the Report of the Redevelopment Authority of the City of Superior (RACS), Regarding the Development Agreement with REOW, LLC and Chinese Lantern of Superior, Inc. (China Inn Project)

10.2 a) Planning Director Serck handed out the report of the Redevelopment Authority and a map of the parcel.

Paul Stein, representing Chinese Lantern of Superior, Inc., gave an overview of their plans for this location.

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

10.3 R13-13138 Resolution Relating to Reallocation of proceeds of General Obligation Corporate Purpose Bonds, Series 2008A of the City of Superior for Street Improvements. **MOTION by Councilor Finsland, seconded by McDonald and carried, to adopt the resolution.**

11. ORDINANCES

12. BUSINESS BY PUBLIC

MOTION by Councilor Fennessey, seconded by Bender and carried, to adjourn meeting at 7:55 p.m.

Respectfully submitted,
Terri Kalan, City Clerk
Superior, Wisconsin

Approved this 3rd day of September, 2013.

Attest:

Mayor

City Clerk