

**AGENDA FOR REGULAR COMMON COUNCIL MEETING  
SUPERIOR, WISCONSIN  
Tuesday, March 3, 2009  
6:30 p.m. - Government Center, Board Room 201**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PROCLAMATIONS AND COMMENDATIONS**

**APPROVAL OF MINUTES**    February 17, 2009 - Regular Council meeting

**1<sup>ST</sup> ORDER**

**PUBLIC HEARINGS**

**2<sup>ND</sup> 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. Office of the Commissioner of Railroads submitting petition for a determination of the Adequacy of Warning Devices at the BNSF Crossing with Stinson Avenue (24<sup>th</sup> Avenue East).

**City of Superior**

2. City Clerk Kalan submitting Certification of the Board of Canvassers, for the February 17, 2009 Spring Primary Election.

**City of Superior Minutes/Reports**

3. Human Resources Committee, January 19, 2009 meeting minutes.
4. Liability Claims Committee, January 15, 2009 meeting minutes.
5. Urban Forestry Tree Board, February 19, 2009 meeting minutes.

**Miscellaneous Communications and Reports**

6. Charter Communications submitting DTV transition update and other changes.
7. Douglas County Historical Society, January 19, 2009.
8. Duluth Transit Authority, January 7, 2009 meeting minutes.

**MATTERS TO BE REFERRED TO:**

**Liability Claims Committee**

9. Claim #09-09    Toby Marcovich, Attorney on behalf of John Dromeshauer

**Plan Commission**

10. Planner Serck submitting preliminary plat for the RACS portion of TIF #9, Winter Street Industrial Park.
11. Eagles Nest Rental Property, 1024 Belknap Street, request for a Special Use Permit.
12. David Starkey request to vacate a portion of North 16<sup>th</sup> Street between Elmira Avenue and the BNSF Railroad right-of-way. (VAC 09-01)

**Public Works Committee**

13. Councilor Hendry requesting amending “No Parking on Odd Side” on North 12<sup>th</sup> Street between Ogden and Catlin Avenues to “Calendar Parking” during the winter months to facilitate snow removal.

**6<sup>th</sup> Order – Resolutions**

14. Bette L. Starling, Enbridge Energy Permit Agent, submitting resolution approving a permit to construct, lay, and maintain, two pipelines in accordance with the proposed Pipeline Road Crossing Permit.
15. Planning Director Serck submitting a resolution authorizing the transfer of land located within TIF #9. Winter Street Industrial Park, to the Redevelopment Authority of the City of Superior (RACS).

**STANDING COMMITTEE REPORTS TO BE APPROVED:**

**16. Finance Committee, February 12, 2009**

2. Approve sewage credits for: Marsha Moe - 1,046.47; Christopher Bren – 1,021.76, with \$91.01 applied to SWLP.
3. Health Insurance – hold in committee until further information can be obtained.
4. Take Home Squad Program – receive and file information.
5. Animal Shelter Building Review – receive and file information given by Mick MacKenzie.
6. January 2009 All Checks Register – receive and file.

**17. Special Human Resources Committee, February 12, 2009**

3. To approve Local #74 Contract for 2009-2011.
4. To approve a 3% Non-Union wage increase effective 1/1/09.

**LICENSES TO BE APPROVED:**

18. City Clerk Kalan submitting Miscellaneous licenses.

**3<sup>RD</sup> ORDER**

**BUSINESS BY DEPARTMENT HEADS**

19. **Assistant Public Works Director Goetzman and ESD Engineer Manager Roberts** recommending to approve SEH proposal for design services for the Section 154 Sewer Reconstruction and Replacement Projects for \$29,150, and allow Environmental Services Division (ESD) to award additional construction phase consultant services to SEH in accordance with the conditions of the grant.

**4<sup>TH</sup> ORDER**

**BUSINESS BY THE MAYOR**

- 20. Re-appointing Suzanne Prochazka to the Library Board for another term ending February, 2012.

**5<sup>TH</sup> ORDER**

**BUSINESS BY COUNCILORS**

**6<sup>TH</sup> ORDER**

**RESOLUTIONS**

- 21. **R09-12830** Resolution by Enbridge Energy Limited Partnership approving a permit to construct, lay and maintain two pipelines, in accordance with the proposed Pipeline Road Crossing Permit.
- 22. **R09-12831** Resolution of the Common Council of the City of Superior, Wisconsin, Authorizing the Transfer of Land Located in and Near the Winter Street Industrial Park, to the Redevelopment Authority of the City of Superior.

**7<sup>TH</sup> ORDER**

**ORDINANCES**

**8<sup>TH</sup> ORDER**

**BUSINESS BY PUBLIC**

- 23. Mary Klun, Douglas County Recycling Coordinator, presentation updating the Council on the Business Recycling program.

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.

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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 prior to the scheduled meeting. The City will attempt to accommodate any request depending on the amount of notice received. TDD (715) 395-7521.*  
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**In compliance with Wisconsin Open Meetings Law, this agenda was:**

Posted: Government Center, Court House, & Public Library,  
Daily Telegram, Media & mailing list notified: February 26, 2009  
Daily Telegram to sign and fax verification of receipt to 395-7264

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Name date