

**AGENDA FOR REGULAR COMMON COUNCIL MEETING
SUPERIOR, WISCONSIN
Tuesday, March 17, 2009
6:30 p.m. - Government Center, Board Room 201**

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND COMMENDATIONS

APPROVAL OF MINUTES March 3, 2009 - Regular Council meeting

1ST ORDER

PUBLIC HEARINGS

2ND 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:

Douglas County

1. Property advertised for sale by Douglas County.

City of Superior

2. All Checks Register February 1 – 28, 2009.

City of Superior Minutes/Reports

3. 2008 Fire Department Report (*distributed at March 3, 2009 Council Meeting*).
4. Liability Claims Committee January 15, 2009 meeting minutes.
5. Library Board February 11, 2009 meeting minutes.
6. First Annual Stormwater Permit Report.

Miscellaneous Communications and Reports

7. Letter of apology from Stephen Gotelaere.
8. Thank you from Marsha Smith family.

MATTERS TO BE REFERRED TO:

Public Works Committee

9. Councilor Finsland requesting “No parking between signs” on either side of the driveway onto N. 18th Street behind the apartment building located at 1802 Ogden Avenue.
10. Councilor Dalbec requesting signage at 513 Cumming Avenue.

6th Order – Resolutions

Planning Director Serck submitting:

11. Resolution approving a Consent to the Assignment and Assumption Agreement and Consent to Assignment between Bratrud Boathouse, Inc. and Shingebiss, Inc. and the Second Amendment to Lease Agreement with Shingebiss, Inc.
12. Resolution approving Execution of an Amendment to Grant Agreement with the Wisconsin Department of Transportation. (CHS, Inc.)
13. Resolution Authorizing a Voluntary Closing Agreement and the Amending of Documents in connection with the \$10,000,000 Variable Rate Demand Industrial Development Revenue Bonds, Series 2007 (Amsoil, Inc.)
14. Councilor Olson requesting approval of a resolution Commenting on the Wisconsin Department of Natural Resources WPDES Permit Number WI-0063835-01-0, General Permit to Discharge Under the Wisconsin Pollutant Discharge Elimination System, Relating to the Discharge of Ballast Water in Wisconsin Waters.

7th Order – Ordinances

15. Environmental Services Administrator Romans submitting ordinance creating Chapter 114, Article VI, Illicit Discharge and Illicit Connection.

LICENSES TO BE APPROVED:

City Clerk Kalan submitting:

16. Miscellaneous licenses.
17. Renewal applications for Six-month Class B Liquor & Beer, and Cabaret licenses by Head of the Lakes Fair, Inc., 4700 Tower Avenue, Jim Borgeson Agent, for license period April 15 – October 15, 2009.
18. Original Class B Beer application by Likis Inc., 1802 Iowa Ave., Trade Name: Billings Park Cafe, Agent: Isadore Turner II, for the license period March 18, 2009 through June 30, 2009.

3RD ORDER

BUSINESS BY DEPARTMENT HEADS

Assistant Public Works Director Goetzman: requesting authorization to waive the bid requirements and purchase from Ewald Automotive Group (awarded State bid contract for 2009):

19. One (1) 2009 Chevrolet Silverado Cab & Chassis for \$23,078; and
20. Three (3) 2009 marked Ford Crown Victoria Police Sedans for a total price of \$23,696 per unit.
21. Recommending bid award for Barkers Island Supply Replacement Floats, to River City Welding for low bid of \$212,751.00.
22. Recommending bid award for the 2009 Lawn Maintenance service contract to Kozy Kabins for low bid of \$10,887.96.

4TH ORDER

BUSINESS BY THE MAYOR

- 23. Mayor Ross reappointing Mary Bode to the Community Development Block Grant Advisory Board, for a term ending December 2011.

5TH ORDER

BUSINESS BY COUNCILORS

6TH ORDER

RESOLUTIONS

- 24. **R09-12862** Resolution approving a Consent to the Assignment and Assumption Agreement and Consent to Assignment between Bratrud Boathouse, Inc. and Shingebiss, Inc. and the Second Amendment to Lease Agreement with Shingebiss, Inc.
- 25. **R09-12863** Resolution approving Execution of an Amendment to Grant Agreement with the Wisconsin Department of Transportation. (CHS, Inc.)
- 26. **R09-12864** Resolution Authorizing a Voluntary Closing Agreement and the Amending of Documents in connection with the \$10,000,000 Variable Rate Demand Industrial Development Revenue Bonds, Series 2007 (Amsoil, Inc.)
- 27. **R09-12865** Resolution Commenting on the Wisconsin Department of Natural Resources WPDES Permit Number WI-0063835-01-0, General Permit to Discharge Under the Wisconsin Pollutant Discharge Elimination System, Relating to the Discharge of Ballast Water in Wisconsin Waters.

7TH ORDER

ORDINANCES

- 28. **O09-3687** Ordinance submitted by Environmental Services Division Administrator Dan Romans creating Chapter 114, Article VI, Illicit Discharge and Illicit Connection.

8TH ORDER

BUSINESS BY PUBLIC

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.

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.

In compliance with Wisconsin Open Meetings Law, this agenda was:

Posted: Government Center, Court House, & Public Library,
 Daily Telegram, Media & mailing list notified: March 12, 2009
 Daily Telegram to sign and fax verification of receipt to 395-7264

 Name date