

**PUBLIC PROTECTION COMMITTEE**  
**Monday, October 14, 2013 – 8:06 P.M.**  
**Lincoln Center – 1519 Water Street**

**Present:** Alderpersons: R. Stroik, Wiza, Trzebiatowski, Suomi, M. Stroik

**Also**

**Present:** Mayor Halverson; City Attorney Beveridge; C/T Ladick; Clerk Moe; Alderpersons Slowinski, Patton, Phillips and Moore; Directors Lemke, Schrader, Ostrowski and Schatschneider; Chief Kujawa; Chief Ruder; Asst. Chief Skibba; Superintendent Laidlaw; Forester Ernster; Human Resource Manager Jakusz; Deputy C/T Freeberg; Asst. to the Mayor Pazdernik; Barb Jacob; Mary Ann Laszewski; Bob Fisch; Rick Zinda; Tony Sterling; Tim Krutza; Dale Schulfer; Cliff Bembeneck; Steve Plaski; Bob Woehr; Roger Skrzeczkoski; Steve Louis; Dave Worzalla; Ken Rozek; Nate Enwald – Gazette; Brandi Makuski – City Times

**1. License List:**

**A. New Operator's (Bartender's) Licenses.**

Ald. Trzebiatowski moved, Ald. M. Stroik seconded, to approve the 56 new operator licenses.

Call for the vote: Ayes, all; nays, none; motion carried.

**2. Request to Keep Miniature Pigs – 340 Second St N.**

Kaylah Callaway said she is requesting to raise two miniature pigs in the City. She said they are pets that are litter trained and they do not make much noise. Ms. Callaway said she got the neighbors' signatures supporting her raising the pigs.

Ald. Wiza moved, Ald. Suomi seconded, to approve the special permit to allow two female miniature pigs to be located at 340 Second Street North subject to the usual conditions of the special permit.

Bob Woehr, 727 Second Street, said at some point, the City needs to draw a line and say this is a residential area.

Ald. R. Stroik noted there is an ordinance in place regarding these types of requests.

Ald. Trzebiatowski said he visited the site and it was very well maintained. He asked what type of precedence is the City setting if this request is approved.

City Attorney Beveridge stated the ordinance as written, gives discretion to the Council to review applicants on a case by case basis.

Ald. Trzebiatowski is concerned where the line will be drawn for these types of requests in the future.

Ald. Suomi said the City needs consistency. She said in this case, they are miniature pigs kept as pets.

Ald. Wiza stressed that these are pet pigs and are subject to review each year. He said if complaints come up, the special permit can be pulled.

Clerk Moe stated the Humane Society does not have to do an annual inspection. He said they only have to do the inspection before the special permit can be issued.

Ald. Wiza amended his motion to include an annual review from the Humane Society. Ald. Suomi concurred on the amendment.

Ald. Wiza said he would like to discuss the requirement of annual inspections from the Humane Society in the future and possibly adding it to the ordinance.

Call for the vote: Ayes, all; nays, none; motion carried.

### **3. Ordinance Amendment – Animal Care and Licenses – Prohibited Dog Owners.**

City Attorney Beveridge reviewed how the proposed ordinance amendment came about. He also addressed a couple of changes needed to the proposed ordinance.

Ald. Wiza would like the state statutes briefly reviewed regarding this.

City Attorney Beveridge reviewed the standards under which a dog can be removed by court order.

Ald. Wiza moved, Ald. Trzebiatowski seconded, approval of the ordinance change, as amended, allowing for the City Attorney to draft wording addressing violations received outside of the state of Wisconsin and the name change.

Ald. Wiza would like to see the final draft before Council.

Bob Woehr said “possess” needs to be defined. He continued to voice his concerns on the proposed ordinance.

Ald. Trzebiatowski asked when the fee structure was last changed.

Clerk Moe said that was handled through the Treasurer’s office in the past year or two. He said he will look into it and provide the information before the Council meeting.

City Attorney Beveridge said there are a lot of statutes and case law regarding possession, for example possession of controlled substance, firearms and fake identification.

Call for the vote: Ayes, all; nays, none; motion carried.

#### **4. Ordinance – Peace and Offenses – Chronic Nuisance.**

City Attorney Beveridge reviewed the proposed ordinance. He said what this is all about is recovering some of the costs for the Police responding to the same properties.

Ald. Trzebiatowski said he is concerned that some businesses could be impacted by an incident occurring outside their premises that they have no control over.

Ald. R. Stroik asked if the committee is ready to make a motion or if they wish to postpone action.

Ald. Wiza supports the spirit of the ordinance. If something comes up that we think needs to be changed, we can address it.

Ald. Wiza **moved**, Ald. Suomi seconded, to approve the ordinance as presented and if there are any changes before Council, they will deal with those.

City Attorney Beveridge noted there is an appeal process and he also addressed how to link someone outside of a premises to that place if necessary.

Ald. Suomi said under the appeal process, it states that the appellant be referred to the Council. She asked if they should first come before the Public Protection Committee.

Ald. Trzebiatowski said he would like to postpone this to allow time for the City Attorney to redraft the ordinance.

Call for the vote: Ayes, majority; nays, minority; motion carried.

#### **5. Discussion on Homecoming and Partners Pub's Temporary Extension.**

Ald. Suomi said there were still some issues with vandalism, public intoxication, large parties and litter. She stated all this activity was at a much lower rate than the last two years. The alderperson commended the city police staff for all their work. She hopes the strategic plans implemented this year will continue as part of homecoming preparations. She also feels the conditions of the extension of premises should be included in the minutes.

Ald. Wiza asked how the university would be affected since homecoming is their function under the new nuisance ordinance.

City Attorney Beveridge said there is an element of discretion in the ordinance.

#### **6. Monthly Inspection Report.**

Ald. R. Stroik **moved**, Ald. M. Stroik seconded, approval of the report and place it on file.

Call for the vote: Ayes, all; nays, none; motion carried.

**7. Adjournment.**

Adjournment at 8:47 p.m.