

**CITY OF STEVENS POINT
PUBLIC PROTECTION COMMITTEE AGENDA
Monday, November 12, 2018 – 6:24 P.M.
Police Department, 933 Michigan Avenue**

Present: Ald. Nebel, Oberstadt, Kneebone, Dugan, Phillips.

Also

Present: Mayor Wiza; C/T Ladick; City Clerk Piotrowski; Alderpersons Shorr, Johnson, Slowinski, McComb, and Morrow; Directors Schrader, Lemke, Beduhn, and Ostrowski; Chief Finn; H/R Manager Jakusz; Brant Bergeron; Clancy Cramer; Mary Ann Laszewski; Brandi Makuski – Metro Wire.

Discussion and Possible Action on the Following:

**1. Appeal of notice/service charge for property maintenance violation:
A. 301 Michigan Ave.**

Ald. Oberstadt asked if the appellant was present, as no one responded she asked if anyone had questions for the Director.

Ald. Phillips **moved**, Ald. Dugan seconded, to deny the appeal.

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

B. 701 Bliss Ave.

Ald. Oberstadt asked if the appellant was present, as no one responded she asked if anyone had questions for the Director.

Ald. Phillips **moved**, Ald. Dugan seconded, to deny the appeal.

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

C. 464 West Karner St.

Ald. Oberstadt said the appellant called and said she would be unable to make the meeting. She requested this is postponed until the December meeting so she is able to attend.

D. 3201 Patch St.

Ald. Oberstadt asked if the appellant was present, as no one responded she asked if anyone had questions for the Director.

Ald. Phillips **moved**, Ald. Dugan seconded, to deny the appeal.

Mayor Wiza said there is an appeal process because if someone feels they are wrongly charged or disagrees with said charge they can challenge it. He said to file an appeal and not show up is rude and urged citizens if they are going to submit an appeal to show up and avoid wasting staff time.

Call for the vote: ayes, all; nays, none; motion adopted.

E. 1300 W Whitney St.

Michael Hoppa, 1300 W. Whitney Street, said he does not feel it is right that the City can tell them what they can or cannot do on their property. Mr. Hoppa said he pulls the car up for his grandmother because she cannot walk from the house to the garage due to a broken hip. He said he saw the warning and talked with Mr. Kordus about it and said Mr. Kordus laughed at him. He said he feels this is retaliation from when he turned Mr. Kordus in for driving the wrong way down W. Whitney Street.

Ald. Dugan asked Mr. Hoppa asked where the driveway is.

Mr. Hoppa said the driveway is in the back.

Ald. Dugan asked if he would park there when he was picking her up or taking her somewhere.

Mr. Hoppa said she is out of therapy now, but parks the car there only when taking her somewhere.

Ald. Dugan confirmed that Mr. Hoppa's grandmother cannot walk from the garage to house. She asked if she could drive.

Mr. Hoppa said his grandmother cannot drive.

Ald. Dugan suggested parking his car in the alley and helping her out the car there.

Mr. Hoppa said the alley is behind the garage.

Ald. Phillips asked Dir. Ostrowski if he could talk in regards to this.

Dir. Ostrowski said on page 14 and 15 there are ruts that resemble an illegal driveway that has been used for a long time. He said on page 15 there is an aerial photo that shows the legal driveway located on the opposite side of the home.

Ald. Phillips said in the past they let someone park in front of their house due a hurt leg while he was going to rehab. He asked why it was not allowed in this situation.

Mr. Hoppa said he had confronted Mr. Kordus twice in regards to this and told him why he was parking there.

Ald. Phillips said it looks like driveway was being used more.

Mr. Hoppa said there was a nurse and a therapist who would come three times a day and would park there.

Ald. Phillips confirmed the therapist and the nurse were parking by the door as well.

Mr. Hoppa said yes because there was nowhere else for them to park.

Ald. Oberstadt asked Dir. Ostrowski if there is a protocol in place for an exemption.

Dir. Ostrowski replied yes, and said an exemption would be entertained by staff as a reasonable accommodation for a resident.

Ald. Oberstadt said she understood he was parking there due to his grandma being unable to walk far. She asked about the others parking in the same spot.

Mr. Hoppa said Dir. Ostrowski said it looked like it was being used for a while and said that was because there were people parking there three times a day.

Dir. Ostrowski said for point of clarification they have an aerial photo from 2012 showing a car parked there.

Ald. Nebel asked about the three cars parked by the garage.

Mr. Hoppa said it is two trucks and a car.

Ald. Nebel confirmed they are parked in the driveway.

Ald. Dugan confirmed it is a legal driveway and that it was paved.

Ald. Nebel asked whose cars they are.

Mr. Hoppa said two are his and one is his uncle's.

Ald. Nebel suggested using the side door and sidewalk off of the driveway.

Mr. Hoppa said she has difficulty going 20 – 40 feet and that would be too far for her.

Ald. Nebel asked why he did not go into City Hall and contest this or talk to someone.

Mr. Hoppa said he talked with Mr. Kordus about this.

Ald. Dugan asked Mr. Hoppa if he thought there was anything illegal or wrong with parking in the grass.

Mr. Hoppa replied no.

Ald. Nebel said she hears it a lot that it's their yard, people should be able to do what they want. She said they live in a community and there needs to be regulations to

prevent chaos. Ald. Nebel thought if he was warned he would have pulled up, dropped her off, and then move the car to an appropriate place.

Mayor Wiza confirmed who all lives in the house and that he knew it was against City ordinance to park there after he received the warning. Mayor Wiza asked Mr. Hoppa if he received permission from Mr. Kordus to park there.

Mr. Hoppa replied no.

Mayor Wiza asked what his plan going forward is, and asked if he is going to continue to park there.

Mr. Hoppa replied if his grandma wants him to park there then he will. He said they are only parking there for an hour at a time.

Ald. McComb said she remembers having a conversation with Mr. Hoppa and said if he needs to take his grandma some where to go get the car pull up and then leave.

Ald. Phillips **moved**, Ald. Dugan seconded, to deny the appeal.

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

Rebecca Bond from 301 Michigan Avenue came in and said she was in the hallway and thought this was still the previous meeting and missed her agenda item.

There was discussion between Mayor Wiza and the committee on the proper procedure.

Mayor Wiza said if any alders want to request a reconsideration they would need to contact either the Clerk's office or his. He said they would not have to change their vote, it would just forward the opportunity for her to speak.

Ald. Phillips said he believes this should be the final decision and the committee should start something that will happen again and again.

Mayor Wiza said if he does not receive a written request for reconsideration then the action would stand as is.

Ald. Phillips asked if reconsiderations are only at Council level.

Mayor Wiza said because the committee has the final say, they would be given the opportunity for reconsideration. He said this is all subject to the Attorney.

Ms. Bond said this should not be this confusing.

Mayor Wiza said they are going to work on something so it is clearer what meetings are in session. He provided details for when the next meeting is going to be if a reconsideration request is received.

Call for the vote: ayes, all; nays, none; motion adopted.

2. License List:

A. New Operators (Bartenders) Licenses.

- B. Change of Agent: Schierl Sales Corporation, 2201 Madison Street, Stevens Point, WI; Melissa Koch, 5717 County Road W, Bancroft, WI at The Store 201 W. Clark St, Stevens Point, replacing Melissa Wanta. Apple Hospitality Group LLC, 2120 Pewaukee Road, Suite 200, Waukesha, WI; Stacy Elenewski, 1131 Oak St, Wisconsin Rapids, WI, agent at Applebee's, 5609 Hwy 10 E, Stevens Point, WI replacing Tracey Enerson.**

Ald. Nebel **moved**, Ald. Kneebone seconded, to approve the change of agents for both the Schierl Sales Corporation and the Apple Hospitality Group LLC, and the new operators bartending licenses.

Call for the vote: ayes, all; nays, none; motion approved.

3. Temporary Class "B" / Class "B" License (Picnic) Change of Event Date:

- A. CREATE Portage County, PO Box 565, Stevens Point, for Spectral Microcinema change event date from December 6, 2018 to December 7, 2018 at 1039B Ellis St. License Operator on premises: Greg Wright. (Beer Only)**

Ald. Oberstadt said this is a change in event date. She said this was previously approved for December 6th and said the event is on December 7th.

Ald. Nebel **moved**, Ald. Kneebone seconded, to approve the change in date from December 6th to December 7th for the CREATE Portage County special microcinema event.

Call for the vote: ayes, all; nays, none; motion approved.

4. Temporary Class "B" / Class "B" License (Picnic)

- A. CREATE Portage County, PO Box 565, Stevens Point, for Wreath Making Workshop on December 1, 2018 at 1220 Briggs Court. License Operator on premises: Greg Wright. (Beer Only)**

Ald. Dugan **moved**, Ald. Nebel seconded, to approve the request for a temporary class "B" license for CREATE Portage County for their wreath making workshop on December 1st, beer only.

Call for the vote: ayes, all; nays, none; motion adopted.

5. "Class B" Combination Beer and Liquor License:

- A. Ruby Coffee Roasters, for Ruby, Ruby Colorful Coffees at 1410 Third Street, Stevens Point for license period beginning January 1, 2019.**
- B. Rose House LLC, for Rose House LLC at 1140 Clark Street, Stevens Point, for license period beginning November 20, 2018.**

Ald. Phillips **moved**, Ald. Nebel seconded, to the Class B Combination Beer and Liquor License, for A. Ruby Coffee Roasters for January 1st 2019, and B. for Rose House LLC starting on November 20th.

Ald. Nebel asked where Rose House LLC is located.

Clerk Piotrowski replied Kristin's.

Ald. Nebel confirmed that someone bought Kristin's.

Call for the vote: ayes, all; nays, none; motion adopted.

6. Request to Hold an Event/Street Closings:

A. Spirit Fest Sunday July 28, 2019 Reserve and Stanley Street.

Brant Bergeron, 2200 Oxford Court #4 Plover, said he is the Chair of Spirit Fest. He said with building a new community center they lost about 40% of the space where the festival is held. Mr. Bergeron said the request would be to close the streets in an "L" shape around the church to allow for setup that would have been on the church grounds.

Ald. Nebel said she was happy that High Street was not closed off. She asked if he was aware of any events on campus on that date.

Mr. Bergeron said that was the next thing he was going to check. He said they would not be drilling holes or anything into the street.

Ald. Kneebone said American Suzuki Institute will be here that week. She said she does not believe this would interfere with this.

Mr. Bergeron said all the sidewalks will be open from the Quant to the University Center so it will not interfere with University traffic.

Ald. Nebel thanked Mr. Bergeron for being cognizant of everything.

Ald. Nebel **moved**, Ald. Dugan seconded, to approve the request for an event/ street closure for Spirit Fest.

Ald. Phillips confirmed this is ok with the Police and Fire Departments.

Call for the vote: ayes, all; nays, none; motion adopted.

7. Adjournment.

Adjourned at 6:58 p.m.