

Meeting Minutes
Public Protection Committee
Monday, August 14, 2006, 6:00 P.M.
City Water Department, 300 Bliss Avenue
Present: Ald. Sevenich, Barber, Robinson, Trzebiatowski

Excused: Slowinski

Also Present: Mayor Wescott, C/T Schlice, City Attorney Molepske, Clerk Moe, Alderpersons Walther, Hanson, Molski, Stroik, Moore, Wiza, Chief Morris, Capt. Ruder, Director Gardner, Director Schrader, Director Euclide, Director Halverson, Assessor Kuehn, Personnel Specialist Jakusz, Anya Wrycha, Deb Wrycha, Glen Fink, Scott Gualla, Bill Moore, Jami Gebert, Jared Redfield, Gene Kemmeter (Gazette)

Index to these minutes:

1. Recommendation on license list: A. New Operator's licenses. B. Renewal Operator's licenses. C. Change of agent: 1) CS-SP Operations at Country Springs Hotel, 1501 North Point Drive to James Whelan, effective August 22, 2006. 2) Quik Mark LLC at Quik Mark, 1616 Maria Drive to James N. Berg, effective August 22, 2006. D. Transfer of Class "A" Beer License to MAK Petroleum One, Inc. at Stevens Mobil, 2733 Stanley Street; Harjinder S. Samra, agent. (Formally R-Store #21)
2. Request from Association of Downtown Businesses to hold Welcome Back Students Street Party and close Strongs Avenue from Main Street to Clark Street on Saturday, September 16, 2006.
3. Request from Association of Downtown Businesses to close Main Street from Strongs Avenue to Water Street on Saturday, October 7, 2006, for the third annual Harvest Festival.
4. Request from Jared Redfield to hold Justice Works Run/Walk on October 21, 2006.
5. Ordinance amendments: A. Schedule of Cash Deposits - Smoking Prohibitions. B. Schedule of Cash Deposits - Installation and Operation of Emergency Alarm Systems.
6. Halloween date and time.
7. Request to raise rabbits - 1916 Welsby Avenue.
8. Recommendation of the July 2006 Inspection Report: A. Construction Starts. B. Violations.
9. Adjournment.

1. Recommendation on license list:

- A. New Operator's licenses.
- B. Renewal Operator's licenses.
- C. Change of agent:

1) CS-SP Operations at Country Springs Hotel, 1501 North Point Drive to James Whelan, effective August 22, 2006.

2) Quik Mark LLC at Quik Mark, 1616 Maria Drive to James N. Berg, effective August 22, 2006.

D. Transfer of Class "A" Beer License to MAK Petroleum One, Inc. at Stevens Mobil, 2733 Stanley Street; Harjinder S. Samra, agent. (Formally R-Store #21)

Ald. Trzebiatowski moved, seconded by Ald. Barber, approval of the New Operator's list, Renewal Operator's list, Change of agents: CS-SP Operations at Country Springs Hotel, 1501 North Point Drive to James Whelan, effective August 22, 2006 and Quik Mark LLC at Quik Mark, 1616 Maria Drive to James N. Berg, effective August 22, 2006, Transfer of Class "A" Beer License to MAK Petroleum One, Inc. at Stevens Mobil, 2733 Stanley Street, Harjinder S. Samra, agent. Ayes, all; nays, none. Motion carried.

2. Request from Association of Downtown Businesses to hold Welcome Back Students Street Party and close Strongs Avenue from Main Street to Clark Street on Saturday, September 16, 2006.

Capt. Ruder asked for confirmation that this is a non-alcoholic event.

Jami Gebert, Main Street Manager, stated there would not be any alcohol served on the street. People would only be able to drink inside and event organizers would place signs stating no carry-outs.

Capt. Ruder stated the Department had no problems with the event.

Ald. Robinson moved, seconded by Ald. Sevenich, to approve the request from the Association of Downtown Businesses to hold a Welcome Back Students Street Party and close Strongs Avenue from Main Street to Clark Street on Saturday, September 16, 2006. Ayes, all; nays, none. Motion carried.

3. Request from Association of Downtown Businesses to close Main Street from Strongs Avenue to Water Street on Saturday, October 7, 2006, for the third annual Harvest Festival.

Jami Gebert, Main Street Manager, clarified that in the morning they want to close Main Street from Strongs Avenue to Water Street, but at 4:00 P.M. they wish to move it from Third Street to Water Street. This way people can come down Main Street and still be able to turn off at Third Street.

Capt. Ruder asked that the organizers help clear the downtown area after the event is finished.

Jami Gebert stated they would work with Premium Brands to make signs and get them up.

Capt. Ruder also noted that they were working with the Department to get two contractual officers for the event.

Ald. Trzebiatowski asked if they were shutting down the Square for the evening. If so then they would also be shutting down Second Street through the downtown area and he felt it should be a part of the motion.

Jami Gebert, stated she had spoken with Dan Mielke from the Farmers Market. Like last year, they will put up signs stating that farmer market pick up and drop off can happen at Second Street but come 2:00 P.M. the signs will come down and the street will be closed.

Ald. Barber moved, seconded by Ald. Robinson, to approve the request from the Association of Downtown Businesses to close Main Street from Strongs Avenue to Water Street and Second Street through the Square district on Saturday, October 7, 2006, for the third annual Harvest Festival. Ayes, all; nays, none. Motion carried.

4. Request from Jared Redfield to hold Justice Works Run/Walk on October 21, 2006.

Jared Redfield, 1033 Parks Street, stated the Justice Works program, which was initiated by the judges, is a non-profit organization designed to reduce the rate of recidivism in our community as well as assist in probation and parole.

Ron Carlson stated that they are using parts of routes from other events as well as a section of the Green Circle trail. It is designed with safety in mind and will have minimal impact on on-duty police officers. Traffic control for the event is minimal and with one officer and volunteers he feels they can staff it and ensure a safe and fun event for the community.

Ald. Robinson moved, seconded by Ald. Trzebiatowski, to approve the request from Jared Redfield to hold the Justice Works Run/Walk on October 21, 2006. Ayes, all; nays, none. Motion carried.

5. Ordinance amendments:

A. Schedule of Cash Deposits - Smoking Prohibitions.

B. Schedule of Cash Deposits - Installation and Operation of Emergency Alarm Systems.

City Attorney Molepske stated that in order to simply issue citations, instead of a formal summons and complaint, the City needs to set a bond issue for the smoking ordinance. The City never did this.

The amendment to the emergency alarm ordinance reflects the findings of the Police Department of the costs to respond to an alarm.

These schedules will go into a bond book and allows the Police Department to simply issue a citation right then and there instead of having to come over to his office, swear out a complaint, take it to the Court, and have the defendant come in at a later date. We do this for everything else, traffic, disorderly conduct, shoplifting, etc.

The smoking fine is five dollars. That equates to a total forfeiture, including court costs of \$125.00.

Bill Moore, 1965 Strongs Avenue, asked for the reason for the five dollar deposit and if it is to be paid at the time of issuance.

City Attorney Molepske replied that it would be handled as a ticket. The officer would hand you a ticket. If you wish to contest it you would go to court or you can simply pay the Clerk of Courts within 60 days. It is not any different then any other ticket given out by the City.

Bill Moore asked about the five dollars verses the \$125.00.

City Attorney Molepske replied the five dollar forfeiture is what the City receives, the rest goes towards costs such as the Clerks fees, penalty assessment, jail assessment, school tax, victim witness fees, etc.

Bill Moore felt that was ridiculous. He said we have a five dollar fine and \$125 in costs. If you are fined for breaking the law you should not have to pay for the rest of the system.

Ald. Barber moved, seconded by Ald. Trzebiatowski, to approve the amended Municipal Code to include 7.07(2), 7.07(3), and 5.08. Ayes, all; nays, none. Motion carried.

6. Halloween date and time.

Ald. Robinson moved, seconded by Ald. Trzebiatowski, to have trick-or-treat on Sunday, October 29, 2006, from 3:00 P.M. to 6:00 P.M. Ayes, all; nays, none. Motion carried.

7. Request to raise rabbits - 1916 Welsby Avenue.

Anya Wrycha, 1916 Welsby, asked for permission to keep her five rabbits.

Ald. Trzebiatowski stated he stopped by the residence and spoke with the neighbors. He said most had no complaints regarding the rabbits but did with their dogs.

Glen Fink, 1908 Welsby, said he had concerns with the smell, especially in the summertime. He also shared his concerns regarding their dogs. He asked that the animals be housed towards the south part of the property.

Ald. Sevenich suggested Alderman Trzebiatowski get the two families together and try to make some arrangements to resolve that issue. She had visited the residence and it has a large backyard and felt something could be done to address the neighbors concerns.

Ald. Robinson asked if there was any past precedence dealing with situation like this one.

Ald. Sevenich reviewed the actions of the committee over the past few years and said that the decisions were based on the individual circumstances.

Ald. Barber asked if they were raising rabbits.

Deb Wrycha, 1916 Welsby, stated no, the five are pets.

Ald. Barber asked for clarification of the ordinance.

Director Gardner replied that if pets are farm animals or wild animals they would need permission from the Council to keep them. The Committee needs to decide whether she can keep them or not. If so, are there any conditions and what they might be.

Ald. Trzebiatowski moved, seconded by Ald. Robinson, to approve their request to house not more than five rabbits at 1916 Welsby Avenue and to review this request again at the end of June of 2007.

Ald. Barber asked that the motion be amended to include that they must get together with the neighbor to resolve his concerns.

Ald. Wiza stated that he also went out there, inspected the area and could not smell anything. A Humane officer was also out there and did an inspection. He suggested extending the conditional use into the hotter months to see how it would play out.

Ald. Trzebiatowski amended his motion, with the concurrence of his second, to extend the conditional use through the end of August, 2007.

Amended Motion: to approve their request to house not more than five rabbits at 1916 Welsby Avenue and to review this request again at the end of August, 2007. Ayes, all; nays, none. Motion carried.

Ald. Sevenich asked Ald. Trzebiatowski to work with the two neighbors to work things out.

8. Recommendation of the July 2006 Inspection Report:

- A. Construction Starts.
- B. Violations.

Ald. Sevenich moved, seconded by Ald. Barber, approval of the Inspection Report for July 2006 and have it placed on file. Ayes, all; nays, none. Motion carried.

Adjourned at 6:35 P.M.

The meeting minutes reproduced on this website are derived from the computer files used to produce the official minutes for the City of Stevens Point, but are unofficial. The minutes on this web site cannot be certified under s. 889.08, Wis. Stats., and cannot be considered prima facie evidence under s. 889.04, Wis. Stats. Certain tables, maps, and other documents that are a part of the official minutes are not included in the files reproduced on this website. Please consult the printed minutes, available in the City Clerk's Office, for the official text. The decisions made by City of Stevens Point boards, committees, and commissions (other than the Police & Fire Commission) are advisory only and are not binding on the city until affirmed at a meeting of the Common Council. Some of the minutes on this web site might not be approved by the Common Council as of today.

Bottom of Form