

Meeting Minutes

Regular City Council Meeting Minutes

June 21, 2004, 7:00 P.M.

Council Chambers - County/City Building

Mayor Gary W. Wescott, presiding Roll Call: Present: Ald. Sevenich, Walther, Markham, Wiza, Sowieja, Barr, Rackow, Molski, Stroik, Barber, Moore

Also Present: Comptroller/Treasurer Schlice, City Clerk Kranig, Directors Gardner, Schrader, Euclide, Halverson; Police Chief Morris, Fire Chief Barnes, Assessor Kuehn, Personnel Specialist Jakusz, Administrative Assistant Gebert, Kari Yenter, Gene Kemmeter (Portage County Gazette)

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2. Salute to the flag and Mayor's opening remarks.
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5. Plan Commission meetings of May 24, 2004 and June 7, 2004.
6. Public hearing - request of Robin Engum, 925 Maria Drive, to construct a Multi Family Development as a Conditional Use.
7. Resolution on the above.
8. Ordinance - Annexation - Rhody C. and Joyce Wiczek, 221 Green Avenue (.658 acres).
9. Public hearing - amending Zoning Ordinance which would classify property located at 221 Green Avenue, as "R-2" Single Family Zoning.
10. Ordinance on the above.

11. Public hearing - request of Joanne Davis, 1034 Francis Street, to operate a Group Home as a Conditional Use.

12. Resolution on the above.

13. Public Protection Committee meeting of June 14, 2004.

14. Special Public Protection Committee meeting of June 21, 2004.

15. Personnel Committee meeting of June 14, 2004.

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17. Finance Committee meeting of June 14, 2004.

18. Board of Park Commissioners meeting of June 2, 2004.

19. Board of Water and Sewage Commissioners meeting of June 10, 2004.

20. Reports: Police and Fire Commission meeting of June 15, 2004.

Comptroller-Treasurer's report - March 2004.

Transportation Commission meetings of May 18, 2004 and June 3, 2004.

21. Persons who wish to address the mayor and council for up to three (3) minutes on non-agenda item.

22. Adjournment.

2. Salute to the flag and Mayor's opening remarks.

Mayor Wescott said the Public Protection Committee met last week to hear public testimony on a smoking ban in public places. The vote was 3-2 to do nothing at this time. The issue will be before the July 19 Council to decide if they want the City Attorney to draft a smoking ordinance. The Mayor emphasized there is no proposed ordinance at this time.

3. Approval of the minutes of the Regular Common Council meeting of May 17, 2004.

Ald. Barr moved, Ald. Sowieja seconded, for approval of the Common Council minutes of May 17, 2004.

Roll Call: Ayes all.

Nays none. Motion carried.

4. \*Persons who wish to address the mayor and council on specific agenda items other than a "Public Hearing" must register their request at this time. Those who wish to address the Common Council during a "Public Hearing" are not required to identify themselves until the "Public Hearing" is declared open by the Mayor.

Jo Seiser Item #21 - Persons who wish to address Mayor and Council

616 Fourth Avenue

Stevens Point, WI 54481

Norm Myers Item #21 - Persons who wish to address Mayor and Council

416 Union Street

Stevens Point, WI 54481

Reid Rocheleau Item #21 - Persons who wish to address Mayor and Council

408 Cedar Street

Whiting, WI

5. Plan Commission meetings of May 24, 2004 and June 7, 2004.

Ald. Sowieja moved, Ald. Walther seconded, for approval of the Plan Commission minutes of May 24, 2004 and June 7, 2004.

Roll Call: Ayes all.

Nays none. Motion carried.

6. Public hearing - request of Robin Engum, 925 Maria Drive, to construct a Multi Family Development as a Conditional Use, was declared open by the Mayor.

As no one wished to speak, the Mayor declared the public hearing closed.

7. Resolution on the above.

Ald. Sevenich feels increasing the occupancy and parking spaces to 25 for the multi family development is too much. The alderperson would like

the conditional use permit to remain the same as approved by the Plan Commission.

Ald. Sevenich moved, Ald. Walther seconded, for adoption of the resolution with the conditions approved by the Plan Commission, the final facade and the relocation of the dumpster to the southwest corner of the site.

Roll Call: Ayes: Ald. Sevenich, Walther, Markham, Wiza, Sowieja, Barr, Rackow, Molski, Stroik, Barber, Moore.  
Nays: None. Motion carried.

8. Ordinance - Annexation - Rhody C. and Joyce Wiczek, 221 Green Avenue (.658 acres).

Ald. Molski moved, Ald. Stroik seconded, for adoption of the ordinance.

Roll Call: Ayes: Ald. Moore, Barber, Stroik, Molski, Rackow, Barr, Sowieja, Wiza, Markham, Walther, Sevenich.  
Nays: None. Motion carried.

9. Public hearing - amending Zoning Ordinance which would classify property located at 221 Green Avenue, as "R-2" Single Family Zoning, was declared open by the Mayor.

As no one wished to speak, the Mayor declared the public hearing closed.

10. Ordinance on the above.

Ald. Molski moved, Ald. Stroik seconded, for adoption of the ordinance.

Roll Call: Ayes: Ald. Sevenich, Walther, Markham, Wiza, Sowieja, Barr, Rackow, Molski, Stroik, Barber, Moore.  
Nays: None. Motion carried.

11. Public hearing - request of Joanne Davis, 1034 Francis Street, to operate a Group Home as a Conditional Use, was declared open by the Mayor.

As no one wished to speak, the Mayor declared the public hearing closed.

12. Resolution on the above.

Ald. Rackow moved, Ald. Sevenich seconded, for adoption of the resolution.

Roll Call: Ayes: Ald. Moore, Barber, Stroik, Molski, Rackow, Barr, Sowieja, Wiza, Markham, Walther, Sevenich.  
Nays: None. Motion carried.

13. Public Protection Committee meeting of June 14, 2004.

Ald. Rackow moved, Ald. Moore seconded, for approval of the Public Protection Committee minutes of June 14, 2004, with item #1C (Shonna Kurzinski) pulled for further discussion.

Roll Call: Ayes all.  
Nays none. Motion carried.

Ald. Wiza stated the motion at the Public Protection Committee was to postpone a decision on the rejection for Shonna Kurzinski until after the final disposition of the complaint. Based on the guidelines, Ms. Kurzinski has not yet been convicted.

Ald. Wiza moved, Ald. Sowieja seconded, to grant an operator/bartender license to Shonna Kurzinski with the provision that if convicted, the Public Protection Committee be notified so a meeting can be set to review the license.

Ald. Sowieja asked if a stipulation can be attached with the issuance of the license to Shonna Kurzinski. If she is found guilty, can the license be revoked?

Clerk Kranig said a public hearing would be required to revoke the license.

Ald. Sowieja asked if the Public Protection Committee could be notified if Ms. Kurzinski is convicted.

Clerk Kranig replied the Police Department could follow up on the case.

Mayor Wescott noted if there is a conviction, a special meeting would be required to revoke the license.

Ald. Stroik asked if a six month license can be granted to Ms. Kurzinski.

Clerk Kranig said there is not a provision to issue a six month license.

Ald. Rackow said the motion made at the Public Protection Committee was to postpone the decision until after the final disposition. It is easier to grant a license than to revoke a license.

Chief Morris said the case is pending in Marathon County, and includes resisting arrest.

Mayor Wescott said the rules that the Public Protection Committee uses as a guideline were crafted by the Committee.

Ald. Stroik asked if no action is taken, is Ms. Kurzinski's job in jeopardy?

Mayor Wescott replied Ms. Kurzinski can tend bar with another licensed bartender.

Roll Call: Ayes: Ald. Wiza, Sowieja, Molski, Stroik, Barber, Moore.  
Nays: Ald. Sevenich, Walther, Markham, Barr, Rackow.  
Ayes - 6. Nays - 5. Motion carried.

14. Special Public Protection Committee meeting of June 21, 2004.

Clerk Kranig read the minutes of the Special Public Protection Committee meeting of June 21, 2004.

Ald. Rackow moved, Ald. Wiza seconded, for approval of the Special Public Protection Committee minutes of June 21, 2004.

Roll Call: Ayes all.  
Nays none. Motion carried.

15. Personnel Committee meeting of June 14, 2004.

Ald. Molski moved, Ald. Markham seconded, for approval of the Personnel Committee minutes of June 14, 2004.

Roll Call: Ayes: Ald. Moore, Barber, Stroik, Molski, Rackow, Barr, Sowieja, Wiza, Markham, Walther, Sevenich.  
Nays: None. Motion carried.

16. Board of Public Works meeting of June 14, 2004.

Ald. Stroik moved, Ald. Sowieja seconded, for approval of the Board of Public Works minutes of June 14, 2004.

Ald. Barber would like another Southside District meeting because some constituents are still concerned about the traffic signal placement.

Director Euclide said the question was raised as to whether the Board would be looking at the issue of the traffic signal placement again. The Director stated the issue would not be looked into any further unless he would receive direction from the City Council to do so.

Ald. Stroik noted that the committee had voted 11-4 to keep the signal at the Madison and Park Street intersection.

Roll Call: Ayes: Ald. Sevenich, Walther, Markham, Wiza, Sowieja, Barr, Rackow, Molski, Stroik, Barber, Moore.  
Nays: None. Motion carried.

17. Finance Committee meeting of June 14, 2004.

Ald. Barr moved, Ald. Rackow seconded, for approval of the Finance Committee minutes of June 14, 2004.

Roll Call: Ayes all.  
Nays none. Motion carried.

18. Board of Park Commissioners meeting of June 2, 2004.

Ald. Markham moved, Ald. Wiza seconded, for approval of the Board of Park Commissioners minutes of June 2, 2004.

Roll Call: Ayes all.  
Nays none. Motion carried.

19. Board of Water and Sewage Commissioners meeting of June 10, 2004.

Ald. Molski moved, Ald. Stroik seconded, for approval of the Board of Water and Sewage Commissioners minutes of June 10, 2004.

Roll Call: Ayes all.  
Nays none. Motion carried.

20. Reports:

Police and Fire Commission meeting of June 15, 2004.  
Comptroller-Treasurer's report - March 2004.  
Transportation Commission meetings of May 18, 2004 and June 3, 2004.

Ald. Walther moved, Ald. Barr seconded, to accept the reports and place them on file.

Roll Call: Ayes all.  
Nays none. Motion carried.

21. Persons who wish to address the mayor and council for up to three (3) minutes on non-agenda item.

Jo Seiser, 616 Fourth Avenue, voiced her support for a referendum to be placed on the ballot to elect a County Executive. Ms. Seiser announced citizens are already collecting signatures for placing the referendum on the ballot to elect a County Executive.

Norm Myers, 416 Union Street, thanked the Public Protection Committee for holding a special meeting to discuss the smoking issues. Secondly, Mr. Myers finds it difficult to call Church Street a short cut to downtown. Lastly, Mr. Myers would appreciate a welcome wagon for new business owners.

Reid Rocheleau, 408 Cedar, voiced his concerns regarding the Southside Advisory Committee.

Mayor Wescott stated the Southside Advisory Committee is a group of private citizens who volunteered their time to serve their community. They

recommended the traffic signal configuration at Madison and Park Street versus Dixon Street remain as recommended by the Common Council in August, 2001.

Director Euclide asked the Advisory Committee members if they wanted to revisit the issue on the location of the traffic signals. Three members voted to return it to the Board of Public Works and six members voted against it. The members that were not present were also asked for their input. The final outcome was a 10-4 vote to not bring it back for further discussion.

22. Adjournment - 7:45 P.M.

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