

Meeting Minutes

Regular City Council Meeting Minutes

October 18, 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: City Clerk Kranig, Comptroller/Treasurer Schlice, Directors Gardner, Schrader, Euclide, Halverson; Police Chief Morris, Fire Chief Barnes, Assessor Kuehn, Transit Manager Lemke, Administrative Assistant Ostrowski, Kari Yenter, Kelly McBride (Journal), Gene Kemmeter (Portage County Gazette)

Index to these minutes:

2. Salute to the flag and Mayor's opening remarks.
  3. Approval of the minutes of the Regular Common Council meeting of September 20, 2004 and Special Common Council meeting of October 11, 2004.
  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.
  5. Plan Commission meeting of October 4, 2004.
  6. Public hearing - amend "B-4" Commercial Zoning District street setback for lots bounded by 3 or more public right-of-ways.
  7. Ordinance on the above.
  8. Resolution - acceptance of Final Plat and Restrictive Covenants - Whitetail Trail.
  9. Public Protection Committee meeting of October 11, 2004.
  10. Board of Public Works meeting of October 11, 2004.
  11. Resolution - dedicating city owned property for construction and reconstruction of Church Street, and granting construction easements.
  12. Relocation order - Project 6413-05-20.
  13. Resolution - State/Municipal Agreement for Highway Improvements: Monroe Street - Dixon Street.
  
  14. Resolution - State/Municipal Agreement for Highway Improvements: Brilowski Road - Badger Avenue.
  15. Personnel Committee meeting of October 11, 2004.
  16. Finance Committee meeting of October 11, 2004.
  17. Consideration of claim - Cordy.
  18. Appeal of Historic Preservation/Design Review ruling: Hostel Shoppe, 929 Main Street.
  19. Board of Park Commissioners meeting of October 6, 2004.
  20. Board of Water and Sewage Commissioners meeting of October 11, 2004.
  21. Reports: Police and Fire Commission meeting of October 4, 2004.
- Statutory monthly financial report of the Comptroller-Treasurer. Transportation Commission meeting of September 23, 2004.
22. Mayor's appointments - Board of Water and Sewage Commissioners - Reappoint Paul Adamski - 5 year term. Historical Preservation/Design Review Commission - Appoint Judy Cable Anderson. Supplemental Election Workers list.
  23. Persons who wish to address the mayor and council for up to three (3) minutes on non-agenda item.
  24. Adjournment.
2. Salute to the flag and Mayor's opening remarks.

Mayor Wescott stressed the importance of the upcoming election on Tuesday, November 2, 2004. The Mayor commended the City Clerk's Office and the pollworkers for all of their hard work and long hours. Mayor Wescott encouraged everyone to get out and vote.

3. Approval of the minutes of the Regular Common Council meeting of September 20, 2004 and Special Common Council meeting of October 11, 2004.

Ald. Barr moved, Ald. Stroik seconded, for approval of the Common Council minutes of September 20, 2004 and the Special Common Council minutes of October 11, 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.

Rolf Garthus withdrew his request to appeal the decision of the Historic Preservation/Design Review ruling for the Hostel Shoppe, 929 Main Street.

Laura Kneebone Item #9 - Public Protection Committee meeting  
1824 College Avenue  
Stevens Point, WI 54481

Rachel Adamski Item #9 - Public Protection Committee meeting  
3117 Della Street  
Stevens Point, WI 54481

Mike Phillips Item #9 - Public Protection Committee meeting  
3225 Mary Street (Resource for deer culling)  
Stevens Point, WI 54481

Reid Rocheleau Item #9 - Public Protection Committee meeting  
408 Cedar Street Item #23 - Persons who wish to speak to Mayor & Council  
Whiting, WI

Jami Gebert Item #23 - Persons who wish to speak to Mayor & Council

2941 Kozy Street  
Stevens Point, WI 54481

Hannah Massman Item #9 - Public Protection Committee meeting  
232 Prentice Street North  
Stevens Point, WI 54481

Ron Blaha Item #23 - Persons who wish to speak to Mayor & Council  
3641 Prais Street  
Stevens Point, WI 54481

Ald. Rackow Item #23 - Persons who wish to speak to Mayor & Council  
1824 Gilkay Avenue  
Stevens Point, WI 54481

5. Plan Commission meeting of October 4, 2004.

Ald. Sowieja moved, Ald. Barr seconded, for approval of the Plan Commission minutes of October 4, 2004.

Ald. Sowieja would like to know if the 800 sq. ft. Water Dept. Chemical Building request on the Plan Commission agenda is the same building as the Well #9 Chemical Room.

Director Halverson said originally it was planned that this item was going to be on the Board of Water and Sewage Commission agenda as well as the Plan Commission agenda. The Director has asked that the Board of Water and Sewage Commission postpone this item until she knows if Stevens Point will be selected for a research project with the Marshfield Clinic and the EPA. If the City of Stevens Point is selected the costs involved with the research project would be at no cost to the utility.

Mayor Wescott noted the item was postponed basically as a funding issue.

Ald. Sowieja asked what is the reason the request came before the Plan Commission?

Director Halverson said it has been approved by the Board of Water and Sewage Commission to do the study to get the design. This request must be approved by the Plan Commission to build the building.

Director Gardner said the state statutes require a public building to be reviewed by the Plan Commission.

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

6. Public hearing - amend "B-4" Commercial Zoning District street setback for lots bounded by 3 or more public right-of-ways, was declared open by the Mayor.

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

7. Ordinance on the above.

Ald. Molski moved, Ald. Sevenich 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.

8. Resolution - acceptance of Final Plat and Restrictive Covenants - Whitetail Trail.

Ald. Molski moved, Ald. Walther 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.

9. Public Protection Committee meeting of October 11, 2004.

Ald. Rackow moved, Ald. Stroik seconded, for approval of the Public Protection Committee minutes of October 11, 2004, with item #3 - Report of Deer Management Special Committee and recommended rejections for Laura Kneebone, Rachel Adamski and Hannah Massman pulled for further discussion.

Clerk Kranig noted CJ's Bar, 348 Second Street North, has changed its name to Cedar Haus Inn.

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

Laura Kneebone stated she needs this bartender job to help pay for her schooling. Ms. Kneebone had a underage drinking violation when she was 17 years of age and made a mistake by not listing it on her bartender application. Ms. Kneebone is here tonight to ask the Council to issue her a bartender license.

Rachel Adamski explained that she had an underage drinking violation four years ago. Ms. Adamski has obtained a bartender license since the violation. It was a honest mistake that she did not list the violation on her application. Ms. Adamski would like approval to obtain a bartender license again.

Hannah Massman said the reason she did not list her convictions on her application was because she pled not guilty to her charges and thought

the charges were dropped. After applying for her bartender license, she found out the charges still exist. Ms. Massman is asking the Council to approve issuing her a bartender license.

Ald. Wiza is in favor of allowing Laura Kneebone and Rachel Adamski to reapply, pay for the second application, and properly list all convictions on the application.

Mayor Wescott would like clarification if Ald. Wiza would recommend waiting the six month waiting period to reapply for an operator license.

Ald. Wiza knows the six month waiting period is a rule that is usually followed, but the Alderman would like that to be waived and allow them to reapply as soon as possible.

Ald. Stroik moved, Ald. Sowieja seconded, to grant an operator's (bartender's) license to Rachel Adamski and Laura Kneebone.

Ald. Sevenich favors denying the operators' applications and to have them reapply in six months.

Ald. Sowieja suggested rewording question #5 on the operator/bartender license application.

Roll Call: Ayes - 5.

Nays - 6. Motion defeated.

Ald. Wiza moved, Ald. Barber seconded, to allow Rachel Adamski and Laura Kneebone to reapply, repay and list all convictions on their operator's (bartender's) license.

Roll Call: Ayes - 6.

Nays - 5. Motion carried.

Ald. Wiza moved, Ald. Sowieja seconded, to approve the operator license for Hannah Massman.

Ald. Stroik would like to know if Hannah Massman's convictions fall under the reasons for denial under the guidelines?

Mayor Wescott believes they fall under the guidelines.

Chief Morris said if he understands correctly, this is still a pending case.

Mayor Wescott stated the Police Department Court Officer will research the case. A pending charge under the guidelines is grounds for not issuing a license.

Roll Call: Ayes - 1.

Nays - 10. Motion defeated.

Ald. Markham moved, Ald. Rackow seconded, to affirm the action taken by the Public Protection Committee on Hannah Massman's operator license based on the fact that she has pending charges.

Roll Call: Ayes all.

Nays none. Motion carried.

Reid Rocheleau agrees with the urban deer culling program if it is really warranted and the program is carried out in the safest most cost effective manner. Mr. Rocheleau does not believe the proposed plan meets those standards.

Ald. Rackow moved, Ald. Barr seconded, to approve of the Deer Management Special Committee report as printed with the addition to authorize the Mayor to apply for a DNR grant to help pay for 50% of the deer culling expenses.

Ald. Wiza asked if all deer culling options were looked into?

Ald. Barber replied, yes.

Ald. Moore would like clarification on the motion if the culling process is contingent upon if the 50% funding is approved.

Mayor Wescott said the motion is to move forward with the deer culling plan that was submitted to the Public Protection Committee.

Ald. Rackow noted in September, the Council affirmed that they wanted a deer culling operation. Also \$3,000 was appropriated in the budget for the deer culling process.

Ald. Molski asked if the city receives the grant, can the city cull more deer?

Mayor Wescott would need to review the stipulations of the grant for the funding, but the city's allocated amount can be used.

Roll Call: Ayes: Ald. Sevenich, Walther, Markham, Wiza, Sowieja, Barr, Rackow, Molski, Stroik, Barber, Moore.

Nays: None. Motion carried.

10. Board of Public Works meeting of October 11, 2004.

Ald. Stroik moved, Ald. Sowieja seconded, for approval of the Board of Public Works minute of October 11, 2004.

Roll Call: Ayes: Ald. Moore, Barber, Stroik, Molski, Rackow, Barr, Sowieja, Wiza, Markham, Walther, Sevenich.

Nays: None. Motion carried.

11. Resolution - dedicating city owned property for construction and reconstruction of Church Street, and granting construction easements.

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

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

12. Relocation order - Project 6413-05-20.

Ald. Rackow moved, Ald. Stroik seconded, for approval of Relocation Order - Project 6413-05-20.

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

13. Resolution - State/Municipal Agreement for Highway Improvements: Monroe Street - Dixon Street.

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

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

14. Resolution - State/Municipal Agreement for Highway Improvements: Brilowski Road - Badger Avenue.

Ald. Sowieja moved, Ald. Markham 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.

15. Personnel Committee meeting of October 11, 2004.

Ald. Molski moved, Ald. Moore seconded, for approval of the Personnel Committee minutes of October 11, 2004.

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

16. Finance Committee meeting of October 11, 2004.

Ald. Barr moved, Ald. Molski seconded, for approval of the Finance Committee minutes of October 11, 2004.

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

17. Consideration of claim - Cordy.

Ald. Rackow moved, Ald. Barr seconded, to deny the claim of Walter Cordy.

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

18. Appeal of Historic Preservation/Design Review ruling: Hostel Shoppe, 929 Main Street.

Mayor Wescott stated this item is moot as this request was withdrawn by the petitioner, Rolf Garthus.

19. Board of Park Commissioners meeting of October 6, 2004.

Ald. Sevenich moved, Ald. Markham seconded, for approval of the Board of Park Commissioners minutes of October 6, 2004.

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

20. Board of Water and Sewage Commissioners meeting of October 11, 2004.

Ald. Markham moved, Ald. Sowieja seconded, for approval of the Board of Water and Sewage Commissioners minutes of October 11, 2004.

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

21. Reports:

Police and Fire Commission meeting of October 4, 2004.  
Statutory monthly financial report of the Comptroller-Treasurer.  
Transportation Commission meeting of September 23, 2004.

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

Ald. Walther reported the U-Pass program has been a great success.

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

22. Mayor's appointments -

Board of Water and Sewage Commissioners - Reappoint Paul Adamski - 5 year term.  
Historical Preservation/Design Review Commission - Appoint Judy Cable Anderson.  
Supplemental Election Workers list.  
Ald. Sevenich moved, Ald. Stroik seconded, for confirmation of the Mayor's appointments.

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

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

Reid Rocheleau voiced his opinions on the culling of the deer in the City of Stevens Point.

Reid Rocheleau voiced his concerns on the placement of traffic signals on the southside of the city.

Jami Gebert announced some of the upcoming events taking place in downtown Stevens Point.

Ron Blaha reviewed the four points of the Main Street program. A lot of exciting events are happening downtown. The downtown must maintain its uniqueness.

Ald. Rackow reviewed letters from the Wisconsin Attorney General and District Attorney Eagon regarding open meeting laws.

24. Adjournment - 8:05 P.M.

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