

Meeting Minutes  
REGULAR COUNCIL MEETING  
Council Chambers  
May 17, 1999  
County-City Building  
7:00 P.M.  
Mayor Gary W. Wescott, presiding

Roll Call: Present: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski  
Also Present: Comptroller-Treasurer Schlice, City Attorney Molepske, City Clerk Zdroik, Directors Gardner, Van Alstine, Schrader; Police Chief Carpenter, Fire Chief Ugorek, Water/Sewage Adm. Disher, Assessor Kuehn, Personnel Specialist Jakusz, Design Engineer Yauch, Secretary Kari Yenter, Susan Kampmeier (Journal), Scott Krueger (WIZD)

2. Salute to the flag and prayer.

Mayor Wescott offered thoughts and prayers this evening to the approximately 1100 University of Wisconsin, Stevens Point graduates as well as Vice Chancellor Helen Godfrey, speaker at the graduation ceremony, who will be retiring this year.

3. Approval of minutes of the Regular Common Council meeting of April 19, 1999 and the Reorganization meeting of the Common Council of April 20, 1999.

Ald. Rackow moved, Ald. Phillips seconded, to approve the regular council minutes of April 19, 1999 and the Reorganization meeting of April 20, 1999.

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

4. \*Persons who wish to address the mayor and council on specific agenda items.

Dave Sowieja Item #20 - Overnight Parking Regulation  
2208 Wyatt Avenue

Edward Kraimer Item #24 - Liquor license for Bruiser's  
Wausau, WI

**1999 Poppy Princess Victoria Mallek presented a brief speech In Flander's Field . The poppies are a tribute to those that have died or were disabled in the war. Victoria stated poppy day is May 21, 1999, and hopes to see everyone wearing a poppy on that day.**

5. Public hearing - designating elementary schools and churches as a conditional use in residential district and establishing setback requirements for schools and churches, was declared open by the Mayor.

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

6. Ordinance on the above.

Ald. Rackow moved, Ald. Pazdernik seconded, for adoption of the ordinance.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

7. Public hearing - rezoning - 1233 and 1241 Portage Street, was declared open by the Mayor.

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

8. Ordinance on the above.

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

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.  
Nays: None. Motion carried.

9. Public hearing - designating canopies as a conditional use in B4 commercial and M4 industrial zoning districts, 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. Aldinger moved, Ald. Walther seconded, for adoption of the ordinance.

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.  
Nays: None. Motion carried.

11. Public hearing - granting a conditional use to construct canopy - 2172 Prairie Street, 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. Aldinger moved, Ald. Phillips seconded, for adoption of the resolution.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

13. Public hearing - amending street layout and dedication in Subdivision Ordinance, was declared open by the Mayor.

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

14. Ordinance on the above.

Ald. Niedbalski moved, Ald. Rackow seconded, for adoption of the ordinance.

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.  
Nays: None. Motion carried.

15. Ordinance - annexing - Parkdale Development - Highway 10 and Brilowski Road.

Ald. Rackow moved, Ald. Pazdernik seconded, for adoption of the ordinance - annexing - Parkdale Development - Highway 10 and Brilowski Road.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

16. Developers Agreement - Parkdale Development LLC and the City of Stevens Point.

Ald. Rackow moved, Ald. Aldinger seconded, for approval of the Developers Agreement - Parkdale Development LLC and the City of Stevens Point.

Ald. Rackow commended the Mayor and staff for all the hard work.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

17. Plan Commission meeting of May 3, 1999.

Ald. Niedbalski moved, Ald. Aldinger seconded, for approval of the Plan Commission minutes of May 3, 1999.

Roll Call: Ayes all.

Nays none. Motion carried.

18. Joint Board of Public Works and Plan Commission meeting of May 10, 1999.

Ald. Perlak moved, Ald. Nealis seconded, for approval of the Joint Board of Public Works and Plan Commission minutes of May 10, 1999.

Roll Call: Ayes all.

Nays none. Motion carried.

19. Personnel Committee meeting of May 10, 1999.

Ald. Walther moved, Ald. Pazdernik seconded, for approval of the Personnel Committee minutes of May 10, 1999.

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.

Nays: None. Motion carried.

20. Board of Public Works meeting of May 10, 1999.

Dave Sowieja stated he had gone door to door in the city with a petition supporting parking on city streets during the summer months. In a two-hour period, 62 signatures were obtained in support of parking on the city streets during the months of June, July and August. Only four out of 66 opposed parking on city streets those months. Mr. Sowieja believes this is a good representation of what our citizens would like to see in our city regarding the parking situation during summer months.

Ald. Kedrowski moved, Ald. Aldinger seconded, for approval of the Board of Public Works minutes of May 10, 1999, with item #8 pulled for further discussion.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.

Nays: None. Motion carried.

Ald. Kedrowski stated last year the issue of parking during the summer months was presented before the Police and Fire Commission. Open parking was tried last summer. The alderman stated he had called a number of cities and most of the cities have a more lenient policy than ours. A lot of construction will be going on throughout the city this year and would like to see a way to be fair to all. Ald. Kedrowski asked that overnight parking be suspended with a 12 hour limit. Streets can still be maintained. The alderman said this will also give the police department a tool to enforce the violations. In the fall when the parking regulation changes, issue warnings to the violators at first then issue citations if needed.

Ald. Perlak said the policy drafted by the Police Department covers the parking situation significantly.

Ald. Sevenich said she is not in favor of approving the overnight parking during the summer months.

Ald. Rackow stated he is against the overnight parking.

Ald. Niedbalski said the parking system we are currently using is working well. The alderman said our current system is a good system for both the police department and streets department.

Ald. Kedrowski moved to rescind overnight parking with a 12 hour restriction during the work week and on weekends, no restrictions.

Motion died due to lack of second.

Ald. Rackow moved, Ald. Niedbalski seconded, for approval of the temporary suspension of overnight parking regulations as written.

Ald. Kedrowski asked if it is possible to amend Chief Carpenter's memo on night-time parking regulations for the months of June, July and August 1999.

Ald. Kedrowski asked that the maximum amount of nights to park per request be changed from four to five nights without having to call back. The alderman stated during construction, residents be allowed a longer amount of time to park without having to call back.

Ald. Barr said all these changes to the parking regulations is confusing to the citizens.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Rackow, Aldinger, Nealis, Phillips, Niedbalski.

Nays: Ald. Kedrowski, Barr.

Ayes - 9. Nays - 2. Motion carried.

Amend night-time parking regulations memo to five nights and add a stipulation if there is construction on their road, one call will be good for three months. They have to state their name, make of vehicle, plate number, location, and phone number, Ald. Kedrowski said.

Chief Carpenter stated five nights rather than four nights per request without having to call back is fine. The current practice of the police department is to avoid construction areas. Chief Carpenter does not agree on developing a policy for the permission to park for up to three months during construction.

Mayor Wescott ruled this is a Police policy matter. This should be presented to the Police and Fire Commission, with Chief Carpenter presenting it to the commission.

21. Special Board of Public Works meeting of May 17, 1999.

Ald. Sevenich moved, Ald. Pazdernik seconded, for approval of the Special Board of Public Works minutes of May 17, 1999.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.

Nays: None. Motion carried.

22. Finance Committee meeting of May 10, 1999.

Ald. Rackow moved, Ald. Barr seconded, for approval of the Finance Committee minutes of May 10, 1999, with item #8 pulled for further discussion.

Ald. Kedrowski moved, to pull item #6 for further discussion.

Ald. Pazdernik moved, to pull item #4 for further discussion.

Ald. Rackow requested to make a comment on item #2 of the Finance Committee meeting of May 10, 1999. Ald. Rackow said if this item is approved and the audit shows that the cable company had miscalculated, the bills will not be adjusted until the entire procedure is finished.

The vote is to approve the Finance Committee minutes of May 10, 1999, with item #8, #6, and #4, pulled for further discussion.

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.

Nays: None. Motion carried.

Item #8 - Charge Back of Water Service - Wells Marina

Ald. Rackow moved, Ald. Phillips seconded, to refer item #8 - Charge Back of Water Service - Wells Marina, back to the Board of Park Commissioners.

Roll Call: Ayes - 10.

Nays - 0. Ald. Kedrowski abstained. Motion carried.

Item #6 - Wireless Network Proposal

Ald. Kedrowski stated he is not comfortable with the proposal. He questions the justification of lost time on city staff.

Ald. Kedrowski moved, Ald. Phillips seconded, to approve tabling item #6 - Wireless Network Proposal for 60 days.

C/T Schlice said we currently use the I-net and the cable company has not been able to correct the problem.

Mayor Wescott asked C/T Schlice to explain the upgrade.

C/T Schlice stated we have communication problems between outlying departments. We have departments that are not able to use the financial system for as long as two or three days at a time.

Ald. Rackow said tabling this item for 60 days will mean lost valuable work and time.

Mayor Wescott asked Ald. Kedrowski, what the alderman was looking for in those 60 days?

Ald. Kedrowski would like to see lists of days and times the system was down. Why can't we be using fiber optic? The alderman said another issue is this item was not budgeted for.

Roll Call: Ayes: Ald. Pazdernik, Kedrowski, Phillips  
Nays: Ald. Sevenich, Walther, Perlak, Barr, Rackow, Aldinger, Nealis, Niedbalski.  
Ayes - 3. Nays - 8. Motion defeated.

Ald. Niedbalski moved, Ald. Aldinger seconded, to approve item #6 - Wireless Network Proposal as presented.

Roll Call: Ayes: Ald. Niedbalski, Nealis, Aldinger, Rackow, Barr, Perlak, Walther, Sevenich.  
Nays: Ald. Phillips, Kedrowski, Pazdernik.  
Ayes - 8. Nays - 3. Motion carried.

Item #4 - 1998 Budget Return to Departments

Ald. Pazdernik agrees expenditure money should be returned back to the city departments but large purchases using this money should go through the Finance Committee. The alderman stated if this money goes back to the departments, they could spend large amounts of money on items and we would not see it.

Ald. Pazdernik moved, Ald. Kedrowski seconded, to approve any purchases over \$5,000 be brought back before the Finance Committee for approval.

Ald. Pazdernik said the surplus money should be treated just like any other tax payer money.

Ald. Barr said we need to have trust in our staff, two elected officials are monitoring this money.

Ald. Aldinger commended the department heads for a job well done.

Ald. Walther opposes the motion. The alderman said this is a way of rewarding departments for a job well done.

Ald. Sevenich said departments are doing a good job, let's not change that.

Roll Call: Ayes: Ald. Pazdernik, Kedrowski, Phillips.  
Nays: Ald. Sevenich, Walther, Perlak, Barr, Rackow, Aldinger, Nealis, Niedbalski.  
Ayes - 3. Nays - 8. Motion defeated.

Ald. Rackow moved, Ald. Barr seconded, to approve item #4 - 1998 Budget Return to Departments as presented.

Roll Call: Ayes: Ald. Niedbalski, Nealis, Aldinger, Rackow, Barr, Perlak, Walther, Sevenich.  
Nays: Ald. Phillips, Kedrowski, Pazdernik.  
Ayes - 8. Nays - 3. Motion carried.

23. Resolution - Transfer of funds.

Ald. Niedbalski moved, Ald. Perlak seconded, for adoption of the resolution - transfer of funds.

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.  
Nays: None. Motion carried.

24. Public Protection Committee meeting of May 10, 1999.

Edward Kraimer of Bruiser's would like the reasons for the six month liquor license cleared up. The number of calls from the establishment were held against Bruiser's even though this is what they were instructed to do by the Police Department. Mr. Kraimer stated they have helped the police in the past with situations occurring at their establishments and will continue to do so. Let us know what we can do.

Ald. Niedbalski stated the six-month liquor license renewal was a warning and wake up call. The alderman said only two establishments were recommended for six month liquor license renewals in all of the city.

Ald. Niedbalski moved, Ald. Phillips seconded, for approval of the Public Protection Committee minutes of May 10, 1999, with proposed transfer of Post 6 American Legion pulled.

Return transfer of Post 6 American Legion - Teasers back to Public Protection Committee for action in June.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

25. Special Public Protection Committee meeting of May 17, 1999.

Clerk Zdroik read the minutes of the Special Public Protection Committee meeting of May 17, 1999.

Ald. Niedbalski moved, Ald. Perlak seconded, for approval of the Special Public Protection Committee minutes of May 17, 1999.

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

26. Ordinance - creating uniform regulation on fencing for serving alcohol in an outdoor area.

Ald. Pazdernik moved, Ald. Sevenich seconded, for adoption of the ordinance - creating uniform regulation on fencing for serving alcohol in an outdoor area.

Ald. Kedrowski asked if the person guarding the fenced in area would have to be a licensed bartender?

Attorney Molepske stated no.

Ald. Phillips questioned the 10:00 p.m. closing time for the volleyball courts, horse pits or other athletic areas since city parks are open until 11:00 p.m.

Ald. Phillips moved, Ald. Perlak seconded, to amend section four of the ordinance - creating uniform regulation on fencing for serving alcohol in an outdoor area from 10:00 p.m. to 11:00 p.m.

Ald. Rackow said 10:00 p.m. should be quiet time.

Ald. Kedrowski is comfortable with the 11:00 p.m. closing time.

The vote is on amending section four of the ordinance - creating uniform regulation on fencing for serving alcohol in an outdoor area from 10:00 p.m. to 11:00 p.m.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: Ald. Rackow. Motion carried.

The vote is now on the main motion.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: Ald. Rackow. Motion carried.

27. Board of Water and Sewage Commissioners meeting of May 10, 1999.

Ald. Niedbalski moved, Ald. Phillips seconded, for approval of the Board of Water and Sewage Commissioners minutes of May 10, 1999.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Kedrowski, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: None. Motion carried.

28. Telecommunications Commission meeting of April 26, 1999.

Ald. Rackow moved, Ald. Walther seconded, for approval of the Telecommunications Commission minutes of April 26, 1999.

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

29. Ordinance - traffic.

9.05(o) 12 On the west side of Strongs Avenue from Brawley Street to a point 75 feet south of Brawley Street.

9.05(a) 22 On the south side of Matilda Street from Henrietta Street to a point 135 feet to the east.

**Ald. Kedrowski moved, to approve the ordinance amending the west side of Strongs Avenue to the east side of Strongs Avenue for the No Parking, Stopping, or Standing zone.**

Attorney Molepske said this is not ordinary action. The amendment to the east side of Strongs Avenue changes the ordinance to a point it would have to be sent back for action. Neighbors would have to be notified in advance.

Mayor Wescott explained the action of the committee and then council gives people an opportunity to voice their concerns.

Motion was out of order.

**Ald. Nealis moved, Ald. Perlak seconded, to approve the No Parking, Stopping or Standing zone on the west side of Strongs Avenue from Brawley Street to a point 75 feet south of Brawley.**

Chief Carpenter said no parking on the west side of Strongs Avenue would create higher visibility. The chief stated there is adequate parking in the parking lot next to the building.

Roll Call: Ayes: Ald. Sevenich, Walther, Pazdernik, Perlak, Barr, Rackow, Aldinger, Nealis, Phillips, Niedbalski.  
Nays: Ald. Kedrowski. Motion carried.

**Ald. Sevenich moved, Ald. Phillips seconded, to approve the No Parking 8:00 a.m. to 4:00 p.m. Monday through Friday on the south side of Matilda Street from Henrietta Street to a point 135 feet to the east.**

Roll Call: Ayes: Ald. Niedbalski, Phillips, Nealis, Aldinger, Rackow, Barr, Kedrowski, Perlak, Pazdernik, Walther, Sevenich.  
Nays: None. Motion carried.

30. Reports of various officers and commission.  
Comptroller-Treasurer's report - First quarter 1999.

Transportation Commission minutes of April 21, 1999.  
Police and Fire Commission minutes of May 11, 1999.

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

Ald. Barr said the discussion on the rescue boat during the Police and Fire Commission meeting was moving along favorably when Ald. Phillips raised some red flags. Thank you, Ald. Phillips.

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

31. Persons who wish to address the mayor and council on non-agenda items.

Ald. Nealis announced he will be hosting a 9th Ward meeting on Wednesday, June 2, 1999, at the Knights of Columbus Hall. Topics include West Clark Street bridge reconstruction and West River Drive. Directors John Gardner and Jon Van Alstine will be in attendance to answer any questions.

32. Adjournment - 8:20 P.M.

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