

**City of Stevens Point
REGULAR COUNCIL MEETING**

**Council Chambers
County-City Building**

**November 21, 2011
7:00 P.M.**

1. Roll Call.
2. Salute to the Flag and Mayor's opening remarks.
3. Consideration and possible action of the minutes of the Common Council meeting on October 17, 2011 and the Special Common Council meetings of November 1 and November 14, 2011.
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. Persons who wish to address the Mayor and Council for up to three (3) minutes on a non-agenda item.

Consideration and Possible Action on the Following:

6. Minutes and Actions Taken at the Plan Commission meeting of November 7, 2011.
7. Public Hearings – Vacation of the Following Alleys:
 - a. Alley that runs between and parallel with Jefferson Street and Oak Street beginning at California Avenue and ending at Texas Avenue.
 - b. Alley that runs between and parallel with Minnesota Avenue and Vermont Avenue beginning at Center Street and ending at Dixon Street.
 - c. Alley that runs between and parallel with Center Street and Oak Street beginning at Frontenac Avenue and ending at California Avenue.
 - d. Alley or a portion thereof that is located between and parallel with Minnesota Avenue and Vermont Avenue beginning at Center Street and ending at Jefferson Street.
 - e. Alley that runs between and parallel with Oak Street and Center Street beginning at Vermont Avenue and ending at Frontenac Avenue.
8. Ordinance Amendments on the Above.
9. Ordinance – Annexation of 340 Wood Lane.
10. Public Hearing – Zoning – 340 Wood Lane – Zone as "R-2" Single Family Residence District.
11. Ordinance Amendment on the Above.
12. Public Hearing – Conditional Use – 3001 Hoover Avenue – To Locate an Off-Premise Advertising Sign.

13. Resolution on the Above.
14. Public Hearing – Conditional Use – 1574 Water Street – To Allow Four Unrelated Persons to Reside in Dwelling.
15. Resolution on the Above.
16. Ordinance Amendments – Modifying Fees and Charges – Required by the Community Development Department.
17. Resolution – Department of Community Development Fee Schedule.
18. Minutes and Actions Taken at the Personnel Committee meeting of November 14, 2011.
19. Actions Taken at the Special Personnel Committee meeting of November 21, 2011.
20. Minutes and Actions Taken at the Public Protection Committee meeting of November 14, 2011.
21. Minutes and Actions Taken at the Board of Public Works meeting of November 14, 2011.
22. Minutes and Actions Taken at the Board of Water & Sewage Commissioners meeting of November 14, 2011.
23. Minutes and actions Taken at the Police and Fire Commission meetings of October 12, October 19, and November 8, 2011.
24. Minutes and Actions Taken at the Board of Park Commissioners meeting of November 2, 2011.
25. Statutory Monthly Financial Report of the Comptroller-Treasurer.
26. Adjournment.

RMC – Revised Municipal Code

Persons who wish to address the Common Council may make a statement as long as it pertains to a **specific** agenda item. Persons who wish to speak on an agenda item will be limited to a five (5) minute presentation. Any person who wishes to address the Common Council on a matter which is not on the agenda will be given a maximum of three (3) minutes and the time strictly enforced under the item, "Persons who wish to address the mayor and council on non-agenda items." Individuals should not expect to engage in discussion with members of the City Council and City staff.

Any person who has special needs while attending this meeting or needing agenda materials for this meeting should contact the City Clerk as soon as possible to ensure a reasonable accommodation can be made. The City Clerk can be reached by telephone at (715) 346-1569, TDD #346-1556, or by mail at 1515 Strongs Avenue, Stevens Point, WI 54481.

Copies of ordinances, resolutions, reports and minutes of the committee meetings are on file at the office of the City Clerk for inspection during the regular business hours from 7:30 A.M. to 4:00 P.M.

RESOLUTION VACATING A PUBLIC ALLEY

WHEREAS, the following unimproved public alley has been determined to be abandoned by the Common Council of the City of Stevens Point pursuant to Section 66.1003(7) of the Wisconsin Statutes and,

WHEREAS, the notice provisions of Section 66.1003 (8) (b) have been complied with and,

WHEREAS, a Lis Pendens was filed pursuant to Section 840.11 of the Wis. Stats. in the Office of the Register of Deeds for Portage County and,

WHEREAS the public alley was dedicated by the plat of Roberts' Subdivision which was recorded with the Portage County Register of Deeds on March 10, 1925 and as of the date of this Resolution, the public alley was un-used and un-worked for the time period specified in Section 66.1003 (7) Wis. Stats. and is therefore considered abandoned and,

WHEREAS, the Common Council finds that it is in the public interest to vacate such street or alley or a portion thereof and,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Stevens Point that the following alley or a portion thereof hereinafter described and a scale map marked Exhibit 'E' is attached hereto and made a part of this document is hereby vacated and discontinued:

PUBLIC ALLEY

A 15-foot public alley being part of Block One of Roberts' Subdivision located in the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section 33, Township 24 North, Range 8 East, City of Stevens Point, County of Portage, State of Wisconsin.

Said alley runs between and parallel with Jefferson Street and Oak Street beginning at California Avenue and ending at Texas Avenue.

The public alley being discontinued fronts upon the following properties:

<u>Property Address</u>	<u>Parcel Identification No.</u>
3301 Jefferson Street	2408-33-4002-04
3309 Jefferson Street	2408-33-4002-03
3317 Jefferson Street	2408-33-4002-02
3325 Jefferson Street	2408-33-4002-01
3308 Oak Street	2408-33-4002-10
3324 Oak Street	2408-33-4002-08
1823 California Avenue	2408-33-4002-05
1808 Texas Avenue	2408-33-4002-09

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (7) of Wis. Stats., the Common Council of the City of Stevens Point may by resolution discontinue any alley or any portion of an alley which has been abandoned at any time after the expiration of 5 years from the date of the recording of the plat by which it was dedicated. Failure or neglect to work or use any alley or any portion of an alley for a period of 5 years next preceding the date of notice provided for in sub. (8) (b) shall be considered abandoned and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (4) (a) of Wis. Stats., this discontinuance does not create a landlocked parcel of property and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (1) of Wis. Stats., title of said vacated portion shall revert to the current title holder of the lands from which the land was originally taken and that it has been determined that the properties adjacent to the alley shall revert to the center line of said alley and that each current title holder of those properties adjacent to the alley proposed to be vacated and discontinued shall bear the costs of any legal fees or land survey that may arise out of this vacation and discontinuance and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (2) (a) of Wis. Stats., all easements and rights incidental to the easements that belong to any county, school district, town, village, city, utility, or person that relate to any underground or overground structures, improvements, or services and all right of entrance, maintenance, construction, and repair of the structures, improvements, or services shall continue and,

BE IT FURTHER RESOLVED that the City Clerk shall file a copy of this Resolution with the Portage County Register of Deeds.

APPROVED: _____
Andrew Halverson, Mayor

APPROVED: _____
John Moe, City Clerk

Publish: October 28, 2011, November 4, 2011 and November 11, 2011

Dated: October 21, 2011

Passed:

RESOLUTION VACATING A PUBLIC ALLEY

WHEREAS, the following unimproved public alley has been determined to be abandoned by the Common Council of the City of Stevens Point pursuant to Section 66.1003(7) of the Wisconsin Statutes and,

WHEREAS, the notice provisions of Section 66.1003 (8) (b) have been complied with and,

WHEREAS, a Lis Pendens was filed pursuant to Section 840.11 of the Wis. Stats. in the Office of the Register of Deeds for Portage County and,

WHEREAS the public alley was dedicated as part of the plat of W.G. Brown's First Addition to the City of Stevens Point which was recorded on October 24, 1890 and as of the date of this Resolution, the public alley was un-used and un-worked for the time period specified in Section 66.1003 (7) Wis. Stats. and is therefore considered abandoned and,

WHEREAS, the Common Council finds that it is in the public interest to vacate such street or alley or a portion thereof and,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Stevens Point that the following alley or a portion thereof hereinafter described and a scale map marked Exhibit 'B' is attached hereto and made a part of this document is hereby vacated and discontinued:

PUBLIC ALLEY

A 15-foot public alley being part of Block One of W. G. Brown's First Addition to the City of Stevens Point located in the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) of Section 33, Township 24 North, Range 8 East, City of Stevens Point, County of Portage, State of Wisconsin.

Said alley runs between and parallel with Minnesota Avenue and Vermont Avenue beginning at Center Street and ending at Dixon Street.

The public alley being discontinued fronts upon the following properties:

<u>Property Address:</u>	<u>Parcel Identification No.</u>
2008 Vermont Avenue	2408-33-4006-15
2016 Vermont Avenue	2408-33-4006-14
2100 Vermont Avenue	2408-33-4006-13
2106-08 Vermont Avenue	2408-33-4006-12
2116-18 Vermont Avenue	2408-33-4006-11
2001 Minnesota Avenue	2408-33-4006-03
2009 Minnesota Avenue	2408-33-4006-04
2025 Minnesota Avenue	2408-33-4006-05
2101 Minnesota Avenue	2408-33-4006-19
2109-11 Minnesota Avenue	2408-33-4006-18
2117 Minnesota Avenue	2408-33-4006-07
2800 Dixon Street	2408-33-4006-08
2808 Dixon Street	2408-33-4006-09
2816 Dixon Street	2408-33-4006-17
2817 Center Street	2408-33-4006-02

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (7) of Wis. Stats., the Common Council of the City of Stevens Point may by resolution discontinue any alley or any portion of an alley which has been abandoned at any time after the expiration of 5 years from the date of the recording of the plat by which it was dedicated. Failure or neglect to work or use any alley or any portion of an alley for a period of 5 years next preceding the date of notice provided for in sub. (8) (b) shall be considered abandoned and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (4) (a) of Wis. Stats., this discontinuance does not create a landlocked parcel of property and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (1) of Wis. Stats., title of said vacated portion shall revert to the current title holder of the lands from which the land was originally taken and that it has been determined that the properties adjacent to the alley shall revert to the center line of said alley and that each current title holder of those properties adjacent to the alley proposed to be vacated and discontinued shall bear the costs of any legal fees or land survey that may arise out of this vacation and discontinuance and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (2) (a) of Wis. Stats., all easements and rights incidental to the easements that belong to any county, school district, town, village, city, utility, or person that relate to any underground or overground structures, improvements, or services and all right of entrance, maintenance, construction, and repair of the structures, improvements, or services shall continue and,

BE IT FURTHER RESOLVED that the City Clerk shall file a copy of this Resolution with the Portage County Register of Deeds.

APPROVED: _____
Andrew Halverson, Mayor

APPROVED: _____
John Moe, City Clerk

Publish: October 28, 2011, November 4, 2011 and November 11, 2011

Dated: October 21, 2011

Passed:

RESOLUTION VACATING A PUBLIC ALLEY

WHEREAS, the following unimproved public alley has been determined to be abandoned by the Common Council of the City of Stevens Point pursuant to Section 66.1003(7) of the Wisconsin Statutes and,

WHEREAS, the notice provisions of Section 66.1003 (8) (b) have been complied with and,

WHEREAS, a Lis Pendens was filed pursuant to Section 840.11 of the Wis. Stats. in the Office of the Register of Deeds for Portage County and,

WHEREAS the public alley was dedicated by the plat of the City Holding Company Addition and recorded with the Portage County Register of Deeds on August 24, 1920 and also dedicated as part of the plat of Roberts' Subdivision which was recorded with the Portage County Register of Deeds on March 10, 1925 and as of the date of this Resolution, the public alley was un-used and un-worked for the time period specified in Section 66.1003 (7) Wis. Stats. and is therefore considered abandoned and,

WHEREAS, the Common Council finds that it is in the public interest to vacate such street or alley or a portion thereof and,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Stevens Point that the following alley or a portion thereof hereinafter described and a scale map marked Exhibit 'D' is attached hereto and made a part of this document is hereby vacated and discontinued:

PUBLIC ALLEY

A 15-foot public alley being part of Block Three of City Holding Company Addition to the City of Stevens Point located in the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) and being part of Block Three of Roberts' Subdivision located in the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) all in Section 33, Township 24 North, Range 8 East, City of Stevens Point, County of Portage, State of Wisconsin.

Said alley runs between and parallel with Center Street and Oak Street beginning at Frontenac Avenue and ending at California Avenue.

The public alley being discontinued fronts upon the following properties:

<u>Property Address</u>	<u>Parcel Identification No.</u>
1901 Frontenac Avenue	2408-33-4012-09
3109 Oak Street	2408-33-4012-08
3117 Oak Street	2408-33-4012-07
3125 Oak Street	2408-33-4012-06
3133 Oak Street	2408-33-4012-05
3209 Oak Street	2408-33-4012-04
3217 Oak Street	2408-33-4012-03
3237 Oak Street	2408-33-4012-02
1900 California Avenue	2408-33-4012-01
3100 Center Street	2408-33-4012-10
3116 Center Street	2408-33-4012-11
3124 Center Street	2408-33-4012-12
3200 Center Street	2408-33-4012-13
3208 Center Street	2408-33-4012-14
3216 Center Street	2408-33-4012-15
3230 Center Street	2408-33-4012-16

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (7) of Wis. Stats., the Common Council of the City of Stevens Point may by resolution discontinue any alley or any portion of an alley which has been abandoned at any time after the expiration of 5 years from the date of the recording of the plat by which it was dedicated. Failure or neglect to work or use any alley or any portion of an alley for a period of 5 years next preceding the date of notice provided for in sub. (8) (b) shall be considered abandoned and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (4) (a) of Wis. Stats., this discontinuance does not create a landlocked parcel of property and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (1) of Wis. Stats., title of said vacated portion shall revert to the current title holder of the lands from which the land was originally taken and that it has been determined that the properties adjacent to the alley shall revert to the center line of said alley and that each current title holder of those properties adjacent to the alley proposed to be vacated and discontinued shall bear the costs of any legal fees or land survey that may arise out of this vacation and discontinuance and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (2) (a) of Wis. Stats., all easements and rights incidental to the easements that belong to any county, school district, town, village, city, utility, or person that relate to any underground or overground structures, improvements, or services and all right of entrance, maintenance, construction, and repair of the structures, improvements, or services shall continue and,

BE IT FURTHER RESOLVED that the City Clerk shall file a copy of this Resolution with the Portage County Register of Deeds.

APPROVED: _____
Andrew Halverson, Mayor

APPROVED: _____
John Moe, City Clerk

Publish: October 28, 2011, November 4, 2011 and November 11, 2011
Dated: October 21, 2011
Passed:

RESOLUTION VACATING A PUBLIC ALLEY

WHEREAS, the following unimproved public alley has been determined to be abandoned by the Common Council of the City of Stevens Point pursuant to Section 66.1003(7) of the Wisconsin Statutes and,

WHEREAS, the notice provisions of Section 66.1003 (8) (b) have been complied with and,

WHEREAS, a Lis Pendens was filed pursuant to Section 840.11 of Wis. Stats. in the Office of the Register of Deeds for Portage County and,

WHEREAS the public alley was dedicated by the plat of Anna Durfee's First Addition which was recorded on October 14, 1890 and as of the date of this Resolution, the unpaved public alley was unused and un-worked for the time period specified in Section 66.1003 (7) Wis. Stats. and is therefore considered abandoned and,

WHEREAS, the Common Council finds that it is in the public interest to vacate such street or alley or a portion thereof and,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Stevens Point that the following alley or a portion thereof hereinafter described and a scale map marked Exhibit 'A' is attached hereto and made a part of this document is hereby vacated and discontinued:

PUBLIC ALLEY

All that part of a 15-foot public alley being part of Block One of Anna Durfee's First Addition to the City of Stevens Point lying north of the north line of Lot 11 and Lot 14 of said Block One located in the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) of Section 33, Township 24 North, Range 8 East, City of Stevens Point, County of Portage, State of Wisconsin.

Said alley or a portion thereof is located between and parallel with Minnesota Avenue and Vermont Avenue beginning at Center Street and ending at Jefferson Street.

The public alley being discontinued fronts upon the following properties:

<u>Property Address</u>	<u>Parcel Identification No.</u>
1808 Vermont Avenue	2408-33-4005-16
1818 Vermont Avenue	2408-33-4005-15
1900 Vermont Avenue	2408-33-4005-14
1908 Vermont Avenue	2408-33-4005-13
1916 Vermont Avenue	2408-33-4005-12
1815 Minnesota Avenue	2408-33-4005-04
1819 Minnesota Avenue	2408-33-4005-05
1823 Minnesota Avenue	2408-33-4005-06
1831 Minnesota Avenue	2408-33-4005-07
1901 Minnesota Avenue	2408-33-4005-17
1909 Minnesota Avenue	2408-33-4005-18
1925 Minnesota Avenue	2408-33-4005-09 not included
2801 Jefferson Street	2408-33-4005-03
2817 Jefferson Street	2408-33-4005-02
2816 Center Street	2408-33-4005-10 not included

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (7) of Wis. Stats., the Common Council of the City of Stevens Point may by resolution discontinue any alley or any portion of an alley which has been abandoned at any time after the expiration of 5 years from the date of the recording of the plat by which it was dedicated. Failure or neglect to work or use any alley or any portion of an alley for a period of 5 years next preceding the date of notice provided for in sub. (8) (b) shall be considered abandoned and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (4) (a) of Wis. Stats., this discontinuance does not create a landlocked parcel of property and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (1) of Wis. Stats., title of said vacated portion shall revert to the current title holder of the lands from which the land was originally taken and that it has been determined that the properties adjacent to the alley shall revert to the center line of said alley and that each current title holder of those properties adjacent to the alley proposed to be vacated and discontinued shall bear the costs of any land survey or legal fees that may arise out of this vacation and discontinuance and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (2) (a) of Wis. Stats., all easements and rights incidental to the easements that belong to any county, school district, town, village, city, utility, or person that relate to any underground or overground structures, improvements, or services and all right of entrance, maintenance, construction, and repair of the structures, improvements, or services shall continue and,

BE IT FURTHER RESOLVED that the City Clerk shall file a copy of this Resolution with the Portage County Register of Deeds.

APPROVED: _____
Andrew Halverson, Mayor

APPROVED: _____
John Moe, City Clerk

Publish: October 28, 2011, November 4, 2011 and November 11, 2011

Dated: October 21, 2011

Passed:

RESOLUTION VACATING A PUBLIC ALLEY

WHEREAS, the following unimproved public alley has been determined to be abandoned by the Common Council of the City of Stevens Point pursuant to Section 66.1003(7) of the Wisconsin Statutes and,

WHEREAS, the notice provisions of Section 66.1003 (8) (b) have been complied with and,

WHEREAS, a Lis Pendens was filed pursuant to Section 840.11 of the Wis. Stats. in the Office of the Register of Deeds for Portage County and,

WHEREAS the public alley was dedicated by the plat of the City Holding Company Addition which was recorded with the Portage County Register of Deeds on August 24, 1920 and as of the date of this Resolution, the public alley was un-used and un-worked for the time period specified in Section 66.1003 (7) Wis. Stats. and is therefore considered abandoned and,

WHEREAS, the Common Council finds that it is in the public interest to vacate such street or alley or a portion thereof and,

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Stevens Point that the following alley or a portion thereof hereinafter described and a scale map marked Exhibit 'C' is attached hereto and made a part of this document is hereby vacated and discontinued:

PUBLIC ALLEY

A 15-foot public alley being part of Block Four of City Holding Company Addition to the City of Stevens Point located in the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) of Section 33, Township 24 North, Range 8 East, City of Stevens Point, County of Portage, State of Wisconsin.

Said alley runs between and parallel with Oak Street and Center Street beginning at Vermont Avenue and ending at Frontenac Avenue.

The public alley being discontinued fronts upon the following properties:

<u>Property Address</u>	<u>Parcel Identification No.</u>
2917 Oak Street	2408-33-4011-10
2925 Oak Street	2408-33-4011-09
2933 Oak Street	2408-33-4011-08
2941 Oak Street	2408-33-4011-07
2961 Oak Street	2408-33-4011-06
3001 Oak Street	2408-33-4011-05
3017 Oak Street	2408-33-4011-04
3025 Oak Street	2408-33-4011-03
3033 Oak Street	2408-33-4011-02
2908 Center Street	2408-33-4011-14
2924 Center Street	2408-33-4011-15
2932 Center Street	2408-33-4011-16
3000 Center Street	2408-33-4011-17
3016 Center Street	2408-33-4011-18
Vacant lot on Center Street	2408-33-4011-19
1911 Vermont Avenue	2408-33-4011-12
1900 Frontenac Avenue	2408-33-4011-01
2900 Center Street	2408-33-4011-13
1916 Frontenac Avenue	2408-33-4011-20

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (7) of Wis. Stats., the Common Council of the City of Stevens Point may by resolution discontinue any alley or any portion of an alley which has been abandoned at any time after the expiration of 5 years from the date of the recording of the plat by which it was dedicated. Failure or neglect to work or use any alley or any portion of an alley for a period of 5 years next preceding the date of notice provided for in sub. (8) (b) shall be considered abandoned and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1003 (4) (a) of Wis. Stats., this discontinuance does not create a landlocked parcel of property and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (1) of Wis. Stats., title of said vacated portion shall revert to the current title holder of the lands from which the land was originally taken and that it has been determined that the properties adjacent to the alley shall revert to the center line of said alley and that each current title holder of those properties adjacent to the alley proposed to be vacated and discontinued shall bear the costs of any legal fees or land survey that may arise out of this vacation and discontinuance and,

BE IT FURTHER RESOLVED that pursuant to Section 66.1005 (2) (a) of Wis. Stats., all easements and rights incidental to the easements that belong to any county, school district, town, village, city, utility, or person that relate to any underground or overground structures, improvements, or services and all right of entrance, maintenance, construction, and repair of the structures, improvements, or services shall continue and,

BE IT FURTHER RESOLVED that the City Clerk shall file a copy of this Resolution with the Portage County Register of Deeds.

APPROVED: _____
Andrew Halverson, Mayor

APPROVED: _____
John Moe, City Clerk

Publish: October 28, 2011, November 4, 2011 and November 11, 2011
Dated: October 21, 2011
Passed:

AN ORDINANCE ANNEXING TERRITORY TO THE CITY OF STEVENS POINT

(Property at 340 Wood Lane)

The Common Council of the City of Stevens Point, Portage County, Wisconsin, do ordain as follows:

SECTION I: Territory Annexed. Pursuant to Wis. Stat. §66.0217(2) the following described territory in the Town of Hull, Portage County, Wisconsin is annexed to the City of Stevens Point, Portage County, Wisconsin:

Lot 3, Block 2 of Walter Carl Przybylski Subdivision located in the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of Section 28, Township 24 North, Range 8 East, Town of Hull, Portage County, Wisconsin.

This annexation contains 13,200 square feet or 0.30 acres.

SECTION II: Effect of Annexation. From and after the date of this ordinance, the territory described in Section I shall be a part of the City of Stevens Point for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Stevens Point.

SECTION III: Zoning Classification. All such land shall be permanently zoned "R-2" Single Family Residence District, upon approval by the Common Council.

SECTION IV: Legislative Districts and Aldermanic District Designation. The territory described in Section I shall remain a part of the 7th Congressional District, remain a part of the 24th State Senate District and remain a part of the 70th State Assembly District and shall be designated and become a part of the 11th City of Stevens Point Aldermanic District and said territory in Section 1 shall be designated and become the 35th Ward of the City of Stevens Point subject to the ordinances, rules and regulations of the City governing districts.

SECTION V: Severability. If any provision of this ordinance is invalid or unconstitutional or if the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION VI: Tax Payment. Pursuant to Wis. Stat. §66.2017 (14) the City of Stevens Point shall pay annually to the Town of Hull for a period of five years, an amount equal to the amount of property taxes that the Town levied for municipal purposes on the annexed territory, as shown by the tax roll under Wis. Stat. §70.65, in the year in which the annexation is final.

SECTION VII: Effective Date. This ordinance shall take effect upon passage and publication as provided by law, except the permanent zoning shall be effective as of November 29, 2011.

APPROVED: _____
Andrew J. Halverson, Mayor

ATTEST: _____
John Moe, City Clerk

Dated: November 21, 2011
Adopted: November 21, 2011
Published: November 25, 2011

**ORDINANCE AMENDING THE REVISED MUNICIPAL CODE
OF THE CITY OF STEVENS POINT, WISCONSIN**

[340 WOOD LANE]

The Common Council of the City of Stevens Point, Portage County, Wisconsin, do ordain as follows:

SECTION I: That the Zoning Ordinance of the Revised Municipal Code of the City of Stevens Point shall be amended by the classification of the following described territory as R-2" Single Family Residence District:

Lot 3, Block 2 of Walter Carl Przybylski Subdivision located in the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼) of Section 28, Township 24 North, Range 8 East, Town of Hull, Portage County, Wisconsin.

This annexation contains 13,200 square feet or 0.30 acres.

SECTION II: That this ordinance shall take effect upon passage and publication.

Approved: _____
Andrew J. Halverson, Mayor

Attest: _____
John Moe, City Clerk

Dated: November 21, 2011
Adopted: November 21, 2011
Published: November 28, 2011

RESOLUTION

[3001 HOOVER AVENUE]

BE IT RESOLVED by the Common Council of the City of Stevens Point, Portage County, Wisconsin, that based upon the application and after reviewing the Plan Commission record and hearing the testimony of interested parties, the Common Council determines that all conditions required have been met, the property located at **3001 Hoover Avenue (Parcel ID 2308-02-2301-34)**, LOT 2 CSM #6229 -23-52 BNG PRT SW NW; SUBJ TO RC-675/61 S2 T23 R8, City of Stevens Point, Portage County, Wisconsin, is hereby granted a Conditional Use Permit for the purposes of locating an off-premise advertising sign. The Conditional Use Permit is subject to the following conditions:

Such approval constitutes a Conditional Use under the City's ordinances.

Approved: _____

Andrew J. Halverson, Mayor

Attest: _____

John Moe, City Clerk

Dated: November 21, 2011

Adopted: November 21, 2011

Drafted by: Michael Ostrowski

Return to: City Clerk

RESOLUTION

[1574 WATER STREET]

BE IT RESOLVED by the Common Council of the City of Stevens Point, Portage County, Wisconsin, that based upon the application and after reviewing the Plan Commission record and hearing the testimony of interested parties, the Common Council determines that all conditions required have been met, the property located at **1574 Water Street** (Parcel ID 2408-32-3002-32), LOT 33 BLK 36 STRONG ELLIS & OTHERS AKA LOT 237 BLK 38 STRONG ELLIS & OTHERS EXC NLY 4' & PRCL 60X90 LYG REAR OF LOT 33 BLK 36 AKA LOT 237 BLK 38 EXTENDING TO EL PRAIRIE ST S E O & BNG PRT GOVT LOT 3 S32 T24 R8, City of Stevens Point, Portage County, Wisconsin, is hereby granted a Conditional Use Permit for the purposes of allowing four unrelated persons to reside in the dwelling. The Conditional Use Permit is subject to the following conditions:

- The dwelling must not have more than four (4) unrelated persons.
- The owner must receive a multiple family dwelling license.
- Vehicle parking must occur behind the rear plane of the home or within the garage.
- All vehicles must be parked on a hard surface.

Such approval constitutes a Conditional Use under the City's ordinances.

Approved: _____

Andrew J. Halverson, Mayor

Attest: _____

John Moe, City Clerk

Dated: November 21, 2011

Adopted: November 21, 2011

Drafted by: Michael Ostrowski

Return to: City Clerk

**ORDINANCE AMENDING THE REVISED MUNICIPAL CODE
OF THE CITY OF STEVENS POINT, WISCONSIN**

The Common Council of the City of Stevens Point, Portage County, Wisconsin do ordain as follows:

SECTION I: That Section 18.06(6) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. The fee charged for permits will be in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION II: That Section 19.04(5) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. The fee charged for licenses will be in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION III: That Section 19.05(4) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. The fee charged for permits will be in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION IV: That Section 20.08(4) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. A park fee shall be paid to the City of Stevens Point for each anticipated residential unit in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION V: That Section 21.11(6) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

No operating license shall be issued or renewed unless the completed application form is accompanied by payment of a license fee in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION VI: That Section 21.13(2)(a) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

A service charge in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule, shall be levied against the property owner for the inspection and preparation of any notice and order for correcting violations, or for the investigation of a valid noise complaint. In the event corrective action is not taken within the reasonable time for compliance, any subsequent notice or order given to a property for

successive violations of any provision of this Ordinance shall have a service charge levied against the property owner in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. In the event the property owner fails to pay this service charge within 30 days, the fee shall be assessed as a special charge levied against the property under Section 66.0627 of Wisconsin Statutes, as amended.

SECTION VII: That the first paragraph of Section 23.05 of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

A Board of Appeals is hereby established. It shall hold meetings and have power provided by law. Appeals shall be accompanied by a fee in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. A copy of all Flood Plain decisions by the Board of Appeals shall be mailed to the appropriate district office of the Department of Natural Resources.

SECTION VIII: That Section 23.07 of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. The fee charged for permits will be in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. No application shall be accepted unless accompanied by the established fee. The applicant shall post a sign supplied by the city notifying the public of a proposed change. The sign shall be posted from the time of application to the final action by the Common Council. The posting of the sign is in addition to public notices required by law. Failure to post the sign shall not validate the Common Council action.

SECTION IX: That Section 25.05(2) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. The fee charged for permits will be in the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION X: That Section 30.02(4) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Schedule of Fees. Before receiving a permit, the owner or his/her agent shall pay the amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. In applying the provisions of this Code in respect to new work existing buildings, alterations and repairs, the physical value of the work shall be determined by the Building Inspector on the basis of current costs, or as otherwise provided in the local ordinances.

Recreational Impact Fee. The City of Stevens Point hereby determines the construction of residential dwelling units creates a demand for recreational facilities within the City. Therefore, it is the policy of the City to assess a portion of the costs for those facilities to the builders of new multiple family housing in the City. New multiple family housing shall be assessed an amount as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. Newly-approved mobile home parks shall be assessed an amount

as indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. This fee shall be due before issuing a building permit. This fee shall only apply to new construction and shall not apply to remodeling or existing units or the moving of existing mobile homes.

SECTION XI: That Section 30.05(2) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Failure to Obtain a Permit. It shall be unlawful to commence work prior to obtaining a permit therefore. Failure to obtain a permit prior to the commencement of any work requiring a permit, will require the payment of a fee in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION XII: That Section 32.04 of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Owners of wells on premises served by the municipal water system wishing to retain their wells for any use shall make application for a well operation permit for each well no later than one (1) year after connection to the municipal water system. The City of Stevens Point shall grant a permit to a well owner to operate a well for a period not to exceed five (5) years providing all conditions of this Ordinance are met. A well operation permit may be renewed by submitting an application verifying that the conditions of this Ordinance are met. The City of Stevens Point or its agent, may conduct inspections and water quality tests, or require inspections and water quality tests to be conducted by the applicant, at the applicant's expense to obtain or verify information necessary for consideration of a permit application or renewal. Permit applications and renewals shall be made on forms provided by the City of Stevens Point. All applications shall be accompanied with a fee in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule.

SECTION XIII: That Section 32.06(2) of the Revised Municipal Code of the City of Stevens Point shall be amended to read as follows:

Service Charge. A service charge in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule, shall be levied against the property owner for the inspection and preparation of any notice and order for correcting violations. In the event corrective action is not taken within the reasonable time for compliance, any subsequent notice or order given to a property for successive violations of any provision of this Ordinance shall have a service charge levied against the property owner in the amount indicated in the most recently Common Council adopted Department of Community Development Fee Schedule. In the event the property owner fails to pay this service charge within 30 days, the fee shall be assessed as a special charge levied against the property under Section 66.0627 of Wisconsin Statutes, as amended.

SECTION XIII: This ordinance shall take effect upon passage and publication.

Approved: _____
Andrew J. Halverson, Mayor

Attest: _____
John Moe, City Clerk

Dated: November 21, 2011
Adopted: November 21, 2011
Published: _____

RESOLUTION

[DEPARTMENT OF COMMUNITY DEVELOPMENT FEE SCHEDULE]

BE IT RESOLVED by the Common Council of the City of Stevens Point, Portage County, Wisconsin, that the attached fee schedule for the Department of Community Development is hereby adopted and shall become effective January 1, 2012.

Approved:

Andrew J. Halverson, Mayor

Attest:

John Moe, City Clerk

Dated: November 21, 2011

Adopted: November 21, 2011

Drafted by: Michael Ostrowski

Return to: City Clerk

PUBLIC PROTECTION COMMITTEE
Monday, November 14, 2011 – 6:25 P.M.
Lincoln Center – 1519 Water Street

Present: Alderpersons: R. Stroik, Trzebiatowski, Slowinski, M. Stroik.

Excused: Alderperson Wiza

Also

Present: Mayor Halverson; City Clerk Moe; C/T Schlice; Alderpersons Beveridge, Suomi, O'Meara, Molski, Brooks and Moore; Directors Schrader, Lemke, Ostrowski, and Halverson; Asst. Chief Kudronowicz; Assessor Siebers; Personnel Manager Jakusz, Kelley Pazdernik, Matthew Brown - Gazette; Brian Kowalski – Journal; Reid Rocheleau; Barb Jacob; Mary Ann Laszewski

1. Recommendations on the License List:

A. New Operator's (Bartender's) Licenses.

B. Special Class "B" / "Class B" Retailer's License (Picnic License) for St. Peter's Holy Name Society, 800 Fourth Avenue, Stevens Point for an Evening with Father Letona on Saturday, January 14, 2012 at St. Peter's Church – Kolbe Hall (church basement).

C. Class "B" Beer License for the Portage County Youth on Ice, Inc., in business as SPAYHA, 801 Badger Avenue, Stevens Point; Bob Zagrzebski, Agent at 801 Badger Avenue, Stevens Point. For license period beginning November 22, 2011.

Ald. R. Stroik stated item 1B is being postponed because St. Peter's Holy Name Society is working on some changes. He stated action will taken on 1A which is 25 new operator/bartender licenses and 1C for a Class "B" Beer license for Portage County Youth on Ice in business as SPAYHA on Badger Avenue with Bob Zagrzebski as agent for a period beginning November 22, 2011.

Ald. Trzebiatowski moved, Ald. Slowinski seconded, to approve.

Ayes, all; nays, none; motion carried.

2. Monthly Inspection Report.

Director Ostrowski noted the Inspection Report includes some good commercial and residential developments.

Ald. R. Stroik moved, Ald. M. Stroik seconded, to approve the Report and place it on file.

Ayes, all; nays, none; motion carried.

Ald. R. Stroik noted that the couple who had requested to raise chickens is still working on their layout so they were not ready to bring it back to the committee this month.

3. Adjournment at 6:27 p.m.

COMPTROLLER-TREASURER REPORT
for the period ending September 30, 2011

	Bal Sept 1, 2011	Receipts	Disbursements	Bal Sept 30, 2011
GENERAL OPERATING CASH	\$400,631.84	\$5,785,663.91	\$3,952,351.78	\$2,233,943.97
WATER & SEWER (CASH & INVEST)	\$8,157,499.14	\$744,143.75	\$1,510,221.46	\$7,391,421.43

INVESTMENTS	Bal. Sept 1, 2011	TRANSFER IN	TRANSFER OUT	Bal. Sept 30, 2011
GENERAL	\$14,112,936.98	\$0.00	\$5,000,000.00	\$9,112,936.98
SPECIAL REVENUE	\$773,315.40	\$0.00	\$0.00	\$773,315.40
DEBT SERVICE	\$2,026,521.48	\$0.00	\$0.00	\$2,026,521.48
CAPITAL PROJECTS	\$11,285,496.60	\$0.00	\$0.00	\$11,285,496.60
ENTERPRISE	\$1,518,457.90	\$0.00	\$0.00	\$1,518,457.90
TRUST	\$89,443.48	<u>\$0.00</u>	<u>\$0.00</u>	\$89,443.48
TOTALS	<u>\$29,806,171.84</u>	<u>\$0.00</u>	<u>\$5,000,000.00</u>	<u>\$24,806,171.84</u>

EXPENDITURES:	BUDGET	YTD	%	REVENUES	BUDGET	YTD	%
GENERAL GOVT	\$2,795,755.00	\$1,506,899.59	53.90%	GENERAL	\$23,328,783.00	\$14,164,188.47	60.72%
POLICE DEPT	\$6,087,247.00	\$4,571,270.84	75.10%	TRANSIT	\$1,381,125.00	\$2,841,460.15	205.74%
FIRE DEPT	\$5,210,973.00	\$3,984,669.07	76.47%	AIRPORT	\$565,668.00	\$581,156.43	102.74%
PUBLIC WORKS	\$6,266,521.00	\$4,570,058.28	72.93%				
PARK & REC	\$2,462,982.00	\$1,675,386.62	68.02%				
CAPITOL PROJ	\$505,305.00	\$189,788.91	37.56%				
TRANSIT	\$1,689,926.00	\$3,073,814.92	181.89% ***				
DEBT SERVICE	\$3,834,615.00	\$5,740,936.64	149.71% **				
AIRPORT	\$565,668.00	\$525,094.57	92.83%				

** debt service appears over due to advance refunding of the State Trust Fund loans - offset by new debt service issue

*** budget overage due to bus purchases - there is an offsetting revenue

