

*****ATTACHMENTS*****

CITY OF SHEBOYGAN**LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE MINUTES****SEPTEMBER 12, 2018**

MEMBERS PRESENT: Acting Chair Alderperson Ryan Sorenson, Alderperson Trey Mitchell, Alderperson Ron Rindfleisch

MEMBERS EXCUSED: Chair Alderperson Mary Lynne Donohue, Alderperson Rosemarie Trester

STAFF/OFFICIALS PRESENT: Assistant City Attorney Thomas Cameron, Police Chief Christopher Domagalski, Fire Chief Michael Romas, City Administrator Darrell Hofland, Finance Director Marty Halverson, Director of Planning and Development Chad Pelishek, Lt. Doug Teunissen, Lt. William Adams, Budget Analyst Carrie Arenz, Licensing Clerk Julie Wieck, Legal Assistant Kathy Hoffman

OTHERS PRESENT: Parole Agent Sara Peters, Barbara Schuette

1. OPENING OF MEETING

1.1 Roll Call

1.2 Call to Order

Acting Chair Alderperson Ryan Sorenson called the meeting to order at 4:00 p.m.

1.3 Pledge of Allegiance

The Pledge of Allegiance was recited.

1.4 Introduction of Committee members, staff and guests

2. MINUTES

2.1 Approval of Minutes - August 29, 2018

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to approve the minutes of the previous meeting held August 29, 2018. Motion carried 3-0.

3. ITEMS FOR DISCUSSION AND POSSIBLE ACTION

3.1 R.O. No. 82-18-19 (7-16-18) Submitting various license applications for the period ending December 31, 2018 and June 30, 2020. Bev. Op. Lic. App. No. 2334 (Wesley S. Melton)

Lt. Adams informed the committee that staff is recommending that Wesley S. Melton's application be denied. Mr. Melton has not requested a hearing on possible denial of his license application.

Motion by Alderperson Mitchell, seconded by Alderperson Rindfleisch, to accept all facts presented by staff as true and to deny the license application of Wesley S. Melton based upon his record of violations related to the licensed activity and his history as a repeat law offender. Motion carried 3-0.

3.2 R.O. No. 113-18-19 (9-4-18) Submitting various license applications for the period ending December 31, 2018, June 30, 2019 and June 30, 2020

9-17-18 Notified Clerk to release 12:30 P.M.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to grant all license applications for individuals and entities listed on the above-referenced R.O. Motion carried 3-0.

3.3 Res. No. 94-18-19 (9-4-18) A Resolution establishing the 2019 Budget appropriations and the 2018 Tax Levy for use during the calendar year

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to recommend the Common Council approve Res. No. 94-18-19. Motion carried 3-0.

3.4 2019 BUDGET - Building Inspection division of Department of City Development

Chad Pelishek presented the Building Inspection division of Department of City Development 2019 Executive Budget noting that there is no significant change to the budget. There are no changes to the number of employees in the department although the Electrical/Housing Inspector position is still not filled after four months of advertising the job opening.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to recommend the Common Council approve Res. No. 94-18-19 regarding the Building Inspection division of Department of City Development 2019 Executive Budget as presented. Motion carried 3-0.

3.5 2019 BUDGET - Fire Department

Chief Romas presented the Fire Department 2019 Executive Budget noting that there are no significant changes. Chief Romas indicated they are satisfied with the ambulance billing service and the revenue has increased. Staffing levels were discussed briefly. Alderpersons Rindfleisch and Sorenson stated that they want to wait for the fire department study to be completed prior to having further discussions on staffing levels.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to recommend the Common Council approve Res. No. 94-18-19 regarding the Fire Department 2019 Executive Budget as presented. Motion carried 3-0.

3.6 2019 BUDGET - Police Department

Chief Domagalski presented the Police Department 2019 Executive Budget noting some increases due to higher gasoline prices, Cybercrime training, and maintenance of interior hardware and fixtures due to the age of the building. Discussion regarding total salaries being lower in 2019 due to retirements taking place.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to recommend the Common Council approve Res. No. 94-18-19 regarding the Police Department 2019 Executive Budget as presented. Motion carried 3-0.

3.7 2019 BUDGET - Office of the City Attorney

Assistant City Attorney Cameron presented the Office of the City Attorney 2019 Executive Budget noting an increase in Personal Services over 2018 for the addition of a 0.40 FTE Assistant City Attorney II due to an increase in caseload.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to recommend the Common Council approve Res. No. 94-18-19 regarding the Office of the City Attorney 2019 Executive Budget as presented. Motion carried 3-0.

3.8 R.O. No. 111-18-19 (9-4-18) Submitting a communication from Matthew Lueck requesting a waiver from the Sex Offender Residency requirements in order to reside at Superior Manor

Matthew Lueck was not present. Lt. Teunissen indicated that Mr. Lueck was recently released from prison and

is presently homeless. Parole Agent Sara Peters was present and indicated that she approves of this placement.

Motion by Alderperson Mitchell, seconded by Alderperson Rindfleisch, to approve the waiver. Motion carried 3-0.

3.9 R.O. No. 112-18-19 (9-4-18) Submitting a communication from Scott Ramone Goines Jr. requesting a waiver from the Sex Offender Residency requirements in order to reside at 2105 South 10th Street

Scott Ramone Goines Jr. was not present. Lt. Teunissen indicated that Mr. Goines is not on probation and is presently homeless. Neighbor Barbara Schuette spoke and stated her concerns that the proposed residence is 70 feet from Farnsworth Middle School.

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to approve the waiver. Motion carried 3-0.

4. NEXT MEETING DATE

4.1 Next meeting date will be September 26, 2018

The next committee meeting is scheduled to be held on September 26, 2018 at 4:00 p.m. in the Rocca Meeting Room at the Mead Public Library, 710 North 8th Street, Sheboygan.

5. ADJOURN

5.1 Motion to adjourn

Motion by Alderperson Rindfleisch, seconded by Alderperson Mitchell, to adjourn at 4:40 p.m. Motion carried 3-0.



II

Other Matters

R. O. No. 121 - 18 - 19. By CITY CLERK. September 17, 2018.

Submitting various license applications for the period ending December 31, 2018, June 30, 2019 and June 30, 2020.

City Clerk

TRANSFER - PREMISES TO PREMISES

Rendez-Vous transferring from 1332 S. 13th Street to 920 Michigan Avenue.

CHANGE OF PREMISE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1337	Sheboygan Elks Lodge #299	1943 Erie Avenue - Outside portion of Elks property between east and west parking lots and from the south side of the building extending to the property line of Georgia Pacific.

"CLASS A" LIQUOR LICENSE (June 30, 2019) (NEW)

<u>No.</u>	<u>Name</u>	<u>Address</u>
3357	Aneek Inc.	723 Center Avenue

BEVERAGE OPERATOR'S LICENSE (NEW) (June 30, 2020)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2416	Ashley, Michele J.	1618 Ontario Avenue Apt. A
2414	Bakes-Deligiann, Deborah L.	426 Grant Avenue
5314	Beaumont, Victoria M.	2319 Calumet Drive
2400	Fieldhouse, Ann B.	620 S. 8 th Street Apt. 209
2418	Harrison, Christine	871 Forest Avenue
0944	Jamison, Andrea R.	1916 Martin Avenue
2403	Myers, Makai C.	3527 Lakeshore Road #2
2408	Nemitz, Jessica J.	1940 N. 8 th Street
2412	Olson, Jon V.	1209 Riverview Drive
2413	Petermann, Janet K.	3307 North Avenue
2407	Rieth, Penny K.	1623 S. 13 th Street
2411	Sharp, Christa A.	502 N. 28 th Street

RRPS.

9026 Tanner, Nicole L.
2405 Timm, Sarah E.
2402 Trakel, Jean C.
1323 Williams, Dante I.
2417 Yang, Boonme

922 Weeden Creek Road
2732 Geele Avenue
W6066 Ella Lane, Plymouth
1619 North Avenue
2706 S. 9th Street

TAXICAB DRIVERS LICENSE (NEW) (December 31, 2018)

<u>No.</u>	<u>Name</u>	<u>Address</u>
0940	Asleson, Shanna M.	3806 Highway 42 Apt. 1
2419	Bock, Nadine R.	1028 Broadway Avenue

III

3.4

R. O. No. 119 - 18 - 19. By CITY CLERK. September 17, 2018.

Submitting a communication from Bryan Goodteacher requesting a waiver from the Sex Offender Residency requirements to reside at Superior Manor.

LIPS

CITY CLERK

AUG 30 '18 PM 4:20

Date: 8-30-18

My name is: Bryan Goodteacher

I am requesting a waiver to the Sexual Residency Requirements so I may live at:

Superior Manor.

Signature: Bryan Goodteacher

Phone Number: 920 400 7330

Any applications for a waiver from the Sex Offender Residency restrictions received by Noon on the Thursday prior to the following Monday's Council meeting will be submitted to that Council for referral to Public Protection and Safety. Anything after Noon on Thursday will not go to Council until the next Council meeting.

This will allow the Police Department to complete the necessary work they do to prepare for the Public Protection and Safety meeting.

Thank you for all your cooperation in the matter.

IX

5.9

R. C. No. 111 - 18 - 19. By LICENSING, HEARINGS, AND PUBLIC SAFETY COMMITTEE. August 20, 2018.

Your Committee to whom was referred Gen. Ord. No. 8-18-19 by Alderpersons Donohue and Rindfleisch repealing Article VIII of Chapter 70 of the Municipal Code entitled "Sexual Offender Residency Restrictions"; submits to council with no committee recommendation.

*ref
refer back to RHPs*

[Signature]

[Signature]

Committee

I HEREBY CERTIFY that the foregoing Committee Report was duly accepted and adopted by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

~~X~~

6.2

Gen. Ord. No. 8 - 18 - 19. By Alderpersons Donohue and Rindfleisch.
July 16, 2018.

AN ORDINANCE repealing Article VIII of Chapter 70 of the Municipal Code entitled "Sexual Offender Residency Restrictions."

WHEREAS, in recent years, several communities in Wisconsin have had their Sexual Offender Residency Restrictions ruled unconstitutional by state and federal courts because of concerns that such ordinances do not provide clear evidence that the restrictions protect citizens and concerns regarding due process; and

WHEREAS, the Wisconsin Legislature has pre-empted municipalities from regulating the residency of the most dangerous sexual offenders, instead imposing its own restrictions; and

WHEREAS, the primary purpose of Sheboygan's restrictions are to provide notice to neighbors regarding offenders who are moving to their neighborhood, and current statutes already provide neighbors and potential neighbors with such information; and

WHEREAS, an all-too-common effect of denial of residency is homelessness, a circumstance that is more dangerous not only for convicted offenders but for all citizens; and

WHEREAS, it is the sense of the council that it would be better to allow the Sheboygan Police Department to focus on informing and protecting neighbors and allowing the professionals with the Department of Corrections to focus on providing the best and safest alternative residences for those who would be affected by Sheboygan's restrictions.

THEREFORE, THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Article VIII of Chapter 70 of the Municipal Code is hereby repealed.

RHS
no recommendation
lay over until 8-20-18

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Ronald Riefers

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor