

PUBLIC HEALTH & SAFETY COMMITTEE

Date and Time: Monday, August 18, 2014, at 5:15 pm, (Council Chambers)

Members Present: Rasmussen (C), Gisselman, Kellbach, Wagner

Members Not Present: Neal

Others Present: Alfonso, Hardel, Hite, Kujawa, Rayala, Goede, Dotter, Roger Sydow, Jack Pettit, Deb Ryan

Public Comment on matters appearing on the agenda.

- 1) Deb Ryan, 702 Elm St, stated she owns both a cat and a dog which are licensed but was concerned that the neighbors may have cats and were probably not licensing them and these cats could harm her dog.
- 2) John Schaefer, 1102 McIntosh St, spoke in favor of a pet fancier ordinance because there were many responsible pet owners that may inherit animals or other situations that may put them over the limit.

Minutes of previous meeting(s) (7/21/14)

Motion by Wagner, second by Gisselman to approve the minutes of the previous meeting (7/21/14). Motion carried 4-0.

Formal expression of concern regarding alcohol policy violations noted at the WI Valley Fair - Burns Post VFW

Chief Hardel stated Lt. Todd Baeten worked the fair on August 2nd and 3rd and on August 2nd he was advised an officer had observed at least 10 individuals with cups of beer inside the grandstands and after speaking with them all stated they came from the VFW beer tent. Concerns were relayed to the individuals working the gates and it was felt they had dismissive attitudes regarding the problem. He stated Lt Baeten positioned himself to observe the next day and witnessed people walking out with beer in front of the volunteers at the gate who did not attempt to stop them. Hardel noted the VFW is the only beer tent on the fairgrounds that does not hire private security. He felt they should be mandated to hire security in the future.

Roger Sydow and Jack Pettit of the VFW were present. Sydow addressed the committee and expressed his opinion regarding the situation, adding that he felt he had been trying to cooperate and that he was concerned. He indicated they were short on volunteers to work the gate this year, but thought that they had a good record in the past. He indicated he removed the volunteer who was observed letting people out and stated he would put an individual who recently retired from the Sheriff's Department on the front gate next year during the busy time. He also planned on narrowing the entrance gate to keep a better eye on those exiting.

Wagner stated the VFW was the oldest organization serving beer at the fair and it appeared that the problem was a recent one, so he was not ready to force them to hire private security yet. He suggested they put together a list of gate responsible people and they be required to meet with police department regarding the requirements for letting people in and out. He also suggested signs put on the exits stating "No Alcohol Past This Point." Hardel reiterated the issue was cooperation and the lieutenant did not feel they took the whole issue seriously; however, they will be happy to work with the VFW and will provide whatever training is necessary. Wagner stated this is a compromise and if there are the same problems next year the committee can decide if they want to mandate private security.

Consider ideas and options to increase pet licensing compliance for cats and cat licensing revenue for the 2015 budget year

Rasmussen stated this item came at the request of the Finance Committee because of the abysmal cooperation from cat owners in licensing said cats the revenue stream derived from pet licensing is not enough to sustain animal control as an enterprise fund. She noted in the past we have talked about finding a way for the Humane Society to sell our licenses and they have been reluctant to do so, but she suggested we try to engage them in conversation about it again for the next licensing year. Another idea was holding a pet license clinic on a Saturday in connection with a micro-chip clinic. It could be a day where people can bring their pet and get it taken care of at a central location.

Wagner suggested having something associated with pet parks and having activities that bring animal lovers out. Hardel indicated the Humane Officer, Ashlee Bishop, has been assigned to hold a couple of these types of events and either he or she could give a report on it next month. Rasmussen stated the vaccines and/or micro-chipping could possibly be offered at a lower price than the vets to attract people. Hardel indicated Bishop had a vet on board who would do it at a minimum fee. Wagner suggested going out to the service clubs for support. He indicated the

Wausau Noon Optimists could possibly support an event and that he would approach the board. Rasmussen stated educational programs for both youth and pet owners could be implemented as well. Wagner commented they could consider using a campaign on Facebook or Twitter; Rasmussen suggested “Ashlee’s Corner” on Facebook.

Amend Section 8.08.200 Dangerous animals relative to micro-chipping.

Alfonso explained the ordinance would require that an animal that has been designated as prohibited dangerous be mandatorily micro-chipped before being released and/or removed from the city.

Motion by Wagner, second by Kellbach to approve the amendment to 8.08.200. Motion carried 4-0.

Ordinance Amending Section 8.08.120 Number of dogs and cats limited - Discussion and possible action in reference to a pet fancier permit.

Rasmussen explained this committee actually approved this once before, but when it went to Council it failed because we still didn’t have effective animal control in place. This would be an additional revenue source and would be helpful to the responsible pet owner.

The committee had considered a temporary pet license for a person that had excess pets for a temporary period of time and/or a pet fancier for those that would permanently like to have pets in excess of the ordinance limit. Wagner indicated he supported a pet fancier permit but felt they should consider limiting the lot size or the size of the dwelling. Rasmussen suggested they consider whether to permit it for one and two family dwellings versus multi-family buildings. Wagner felt we did not need both a temporary pet license and a pet fancier permit. Alfonso agreed and added that a temporary license would be much more complicated and harder to track and enforce.

Hardel commented from a law enforcement standpoint he did not support any increase in animals, because if we allow more animals there will be more calls. He felt the ordinance was working sufficiently and effectively.

Consensus of the committee was to put forward the pet fancier permit only. Alfonso stated she would clarify in the ordinance that it can be terminated, revoked or non-renewed for a violation of any provision of Chapter 8.08 relative to animals or Wisconsin Statute 9.59 regarding the mistreatment or neglect of animals.

Motion by Wagner, second by Gisselman to approve a pet fancier permit with not more than five (5) cats or dogs combined, with the maximum number of dogs being four (4) and the maximum number of cats being four (4); limited to a single or two family dwelling; and set the fee at \$35. Motion carried 4-0.

Consider various license applications.

Rasmussen indicated all licenses were recommended for approval this month. She noted Wausau Area 4th of July Celebration organization applied for a Class B picnic license for the Wausau Marathon at Marathon Park. She commented the management should be reminded to ensure that people do not leave the beer tent area with alcohol.

Motion by Wagner, second by Kellbach to approve or deny licenses as recommended by staff. Motion carried 4-0.

Tavern Activities / Compliance Checks / Law Enforcement Activities

Chief Hardel presented the Tavern Report from July 7, 2014 through August 3, 2014. *(Attached)*

Rasmussen questioned Chief Hardel regarding the activity at It’s Our Clubhouse, commenting things seem to be getting out of hand. Hardel stated officers went to discuss a report with owner Bryan Morel, who became defensive, combative and very disrespectful. He was heard to say he was done cooperating with police and they were not allowed in his bar unless it was official business. Hardel requested that Mr. Morel be asked to report to Public Health & Safety and indicated he would prepare a report for their review in advance. Wagner was concerned over the attitude he has taken as a new bar owner. Hardel commented the officers have given him numerous verbal warnings in an effort to work with him and now we feel there should have been citations issued. He refuses to shut the door and the windows and we continue to get noise complaints. Rasmussen directed the clerk to send owner Bryan Morel a letter inviting him to appear at the September meeting for dialogue with management over recent events. Kellbach was concerned a lot could happen between now and the next meeting. Rasmussen indicated if necessary a special meeting could be scheduled.

Operations Report from Fire Department

Chief Kujawa presented the August 2014 report from the Fire Department to be placed on file.

Rasmussen stated Sunday, September 7, 2014, the Fire Department is conducting a live training burn at 1807 Merrill Avenue and the committee is invited to come out and watch.

Communications

Alfonso stated we had a prohibited dangerous dog hearing at circuit court to get the dog euthanized. The lessons learned is that it was \$164 filing fee; \$75 share of summons fee; the dog had to sit to allow the defendant dog owner to answer the petition, so it was in the Humane Society another 20 days at \$16 per day; and then another week until they finally scheduled the hearing. She stated she got an order for the owner to pay the city the costs of about \$1,000, but the individual may be judgment proof. She indicated she was trying to get some restitution for the victim through municipal court.

Melissa Dotter, of the Drug Free Communities Program, stated there were four upcoming events: 1) Annual Faces of Recovery Dinner, September 15, 2014; 2) Summit on Heroin, September 26, 2014; 3) AOD Partnership meeting on October 7, 2014; and 4) the Alcohol Policy Conference, October 9, 2014. She filed a packet of information on these events with the clerk. Rasmussen stated the Alcohol Policy Conference is a great opportunity to network among communities and partnership coalitions. It is in Green Bay this year at the Tundra Lodge.

Adjournment

Motion by Wagner, second by Wagner to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 6:50 pm.

Attachment

Wausau Police Department



James E. Tipple
Mayor

Jeffrey G. Hardel
Chief of Police
(715) 261-7801

Date 08-04-14
To Chief Hardel
From Lt. Todd Baeten
Subject TAVERN REPORT July 07, 2014 through August 03, 2014

ROUTINE TAVERN INSPECTIONS (No violations unless noted)

101 Pub, 101 N. 3rd Ave.

6th Street Pub, 2002 N. 6th St.

Baker's Retreat, 1418 Lenard St.

The Bar, 1025 S. 3rd Ave.

Bob & Randy's Bar, 1515 N. 6th St.

Cabaret, 204 E. Rib Mountain Dr.

Callon Street Pub, 209 Callon St..

Campus Pub, 1110 W. Campus Drive

Chapter Two, 1810 Merrill Ave.

The Chatterbox Bar, 102 S. 2nd Ave.

Cheers Bar, 101 E. Thomas St.

Cop Shoppe Pub, 701 Washington St.

Day's Bowl-A-Dome, 1715 Stewart Ave.

NOTABLE INCIDENTS THAT OCCURRED AT TAVERNS TO WHICH POLICE WERE DISPATCHED.

Bob & Randy's Bar, 1515 N. 6th St., Event #140086795, 07-25-14 at 12:02am: Officer on patrol observed two males in the sidewalk in front of the tavern. The males appeared to be in a heated argument, which then escalated to pushing. The males stated they had been arguing inside the tavern. Neither male wished to pursue anything. A cab arrived and took them home.

Campus Pub, 1110 W. Campus Dr., Event #140079629, 07-09-14 at 8:10pm: Officers were dispatch to Campus Pub for a report of a burglary alarm. It was believed that the alarm was triggered by a delivery man. It was determined to be a false alarm.

Cop Shoppe Pub, 701 Washington St., Event 140081747, 07-13-14 at 7:20pm: Officer responded to the area of Cop Shoppe Pub for a report of suspicious vehicles in the parking lot. Three occupants in a vehicle behind the tavern were located. One of the individuals was recognized as a “heavy drug user” No drugs located in vehicle. Similar call came in again at 9:00pm.

Days Bowl-A-Dome, 1715 Stewart Ave., Event #140087343, 07-26-14 at 4:14am: Officers were dispatched to Days Bowl-A-Dome after cleaning personnel arrived on scene and found the rear door to be open again (same as last month). Officers cleared the building and secured the door. No forced entry was detected, and nothing seemed out of place.

Denmar, 601 W. Thomas St., Event #140085303, 07-22-14 at 12:23am: Officers were dispatched for a report of a fight. Nothing was located outside. The bartender stated she heard yelling back and forth on the west end of the bar. No other information was available, and no problem located.

Domino Bar, 740 Washington St., Event #140079060, 07-07-14 at 11:11pm: Officers were dispatched to Domino Bar for report of a male acting unruly. Upon arrival, officers were told a male was asking customers for money so he could purchase alcohol. The male thought it was wrong of the bartender to not serve him. The man was escorted off the property.

Intermission Bar, 325 N. 4th St., Case #14-6433, 07-20-14 at 11:51pm: Officers were dispatched for a report of a fight outside the tavern. Investigation showed that an intoxicated male had been bothering two females. The male struggled with police, and was arrested for Disorderly Conduct and a probation violation.

Intermission Bar, 325 N. 4th St., Event #140085692, 07-22-14 at 7:21pm: Officers responded to Intermission for an anonymous report of female being “groped” be two males outside of the bar in the alley. The female was then “dragged” back into the bar by a third male. Contact was made with the female. She denied having been groped or touched inappropriately. She was heavily intoxicated. The female was released to her friend and boyfriend. Officers spoke to the bartender and door staff regarding the incident. Officers also contacted the two males outside the bar and told them to avoid further contact with the female.

Intermission Bar, 325 N. 4th St., Event #140087758, 07-27-14 at 2:26am: Officers were dispatched for a report of a fight. An intoxicated male attempted to intervene when an intoxicated female grabbed at the bar owner for some reason. The male was then grabbed around the neck by an unknown female. This did not impede his breathing, and he did not wish to pursue the incident any further. The intoxicated female stated she had been grabbed by the wrist by an unknown person. She denied medical attention, and was told to contact the police department when she was sober if she decided she wanted to talk further about the incident.

Intermission Bar, 325 N. 4th St., Event #140090834, 08-03-14 at 12:26am: Officers were dispatched along with paramedics from Wausau Fire Department for a report of a male possibly having a stroke. The male was transported to the hospital for further treatment.

Labor Temple, 318 S. 3rd Ave., Events #140081471, #140081478, #140081491, 07-13-14 at 1:34am: Officers were across the street when an anonymous call came in regarding possible prostitution behind the Labor Temple. No evidence of prostitution was observed. There were a lot of people making a lot of noise, however. People were standing in the street, yelling to each other and smoking. A second complaint alleging illicit activity was received as officers were there. Again, no one was observed. A third call, this one regarding a fight, came in while officers were on scene and heard yelling in the bar. They were advised that a male pushed a female. The male said the female had pushed him. The female was not located. The male was found to have a warrant for his arrest. He was transported to corrections.

A female employee questioned why the officers were there. There were several people outside being quite loud although there were multiple bouncers present who reportedly did not seem concerned about the noise level. One of

the bouncers shut the bar door after being asked a couple of times. This helped with some of the noise coming from the bar. The female bar employee wanted the information of the person who called in the complaints so she could file a harassment complaint. Officers advised the caller was not harassing anyone, and that the noise was too loud. Employee disagreed about the noise.

Lumpy's Bar, 265 Chellis St., Case #14-6412, 07-19-14 at 10:56pm: Officer responded to Lumpy's after having observed several Liquor on the Street violations and hearing loud music and yelling. Earlier in the evening, one of the department Community Service Officers advised they had seen approximately 10 patrons outside Lumpy's drinking from open containers. A few more patrons were observed by an officer driving by in a squad. Before going to the bar, officers monitored the noise level of the music and patrons from 3M Park. The music could be heard from the upper parking lot of the park, and loud yelling and laughter could be heard. Several profanities were heard being shouted by patrons. Contact was made at the bar. There multiple patrons outside with open containers of alcohol, but several went inside before being stopped by officers. One of the owners of the bar was also outside and apologized for the open containers. He explained that they were celebrating two years of being in business. Warm weather and a large crowd were cited by the owner as factors.

Malarkey's, 412 N. 3rd St., Event #140090808, 08-02-14 at 11:22pm: A call was entered for a report of a female in the bar in violation of bond conditions. Call volume precluded officer response for some time. When an officer was able to respond there were few people in the bar, and none of them matched the description of the female.

Mountain Lanes, 1401 Elm St., Case #14-6335, 07-17-14 at 1:36pm: Officers were dispatched to Mountain Lanes for a report of a burglary and theft. The reporting person advised that an assortment of beers and wines were taken after entry through a window was forced. One of the officers recalled a male had been stopped earlier in the day carrying items matching the missing property. The male's shoes matched a print found on a window of the business.

Our Clubhouse, 738 S. 3rd Ave, Event #140087268, 07-26-14 at 12:33am: Officer responded for a report of loud music and voices. Officer noted that the door was open and the music was very loud. Officer spoke with bouncer and explained that the door needed to remain closed. After the door was closed the noise was muffled.

Our Clubhouse, 738 S. 3rd Ave, Case #14-6672, 07-28-14 at 12:59am: Owner of Clubhouse reported that a patron approached him and asked him if he wanted to "buy some rock." Officer conducted a consent search of patron, and no contraband was located. Patron was asked to leave the bar and told not to return, per the owner. He said he understood.

Our Clubhouse, 738 S. 3rd Ave, Event #140088967, 07-30-14 at 2:10am: Officers responded for a report of loud noise. The bar was closed and three males were sitting outside waiting for a taxi. There was no further problem.

Our Clubhouse, 738 S. 3rd Ave, Event #140090363, 08-02-14 at 12:23am: Officers were dispatch for a 911 call, in which a female caller stated they needed officers before hanging up. Further information provided was that a fight almost broke out there and the music was too loud. Contact was made with bouncer who stated there had been a male there acting obnoxious and refusing to leave. Bouncer was also advised to keep the door shut.

Our Clubhouse, 738 S. 3rd Ave, Event #140090403, 08-02-14 at 2:30: Officer responded to a complaint of loud vehicles and people leaving the area of Our Clubhouse at closing time. Area had mostly cleared out by the time officers arrived. Contact was made with bartender and bouncer regarding the matter.

Paradox, 932 S. 3rd Ave., Event #140083574, 07-18-14 at 1:10am: Officer was dispatched for a report of loud noise. Upon arrival only three patrons were located outside and the officer reported the noise level to be reasonable.

Paradox, 932 S. 3rd Ave., Event #140083576, 07-18-14 at 1:17am: As officer was entering comments into CAD on the previous call, an argument occurred between a husband and wife. Argument was verbal only and the parties agreed to separate for the evening.

Roc's Place, 810 S. 3rd Ave., Case #14-6771, 07-31-14 at 1:33am: Officers responded to Roc's Place for a report of loud music. Written warning was issued after contact with made with the bartender.

NOTABLE INCIDENTS AT OTHER ESTABLISHMENTS TO WHICH POLICE WERE DISPATCHED

SPECIAL ESTABLISHMENT INSPECTIONS (No violations unless noted)

CONVENIENCE / GROCERY STORE INSPECTIONS (No violations unless noted)

Kwik Trip #601, 3853 N 6th St

Kwik Trip #735, 2203 N 6th St

Wausau BP, 802 E Wausau Ave

Kwik Trip #728, 200 E. Kent St.

Fast Break Mobil, 320 W Thomas St

BMW Fuel Mart LLC, 102 N 3rd Ave

Kwik Trip #322, 1400 W Campus Drive

Pine Ridge Mobil, 1205 Merrill Ave

Quality Foods, 730 E Wausau Ave

Downtown Grocery, 607 3rd St

R Store #6, 103 N 6th St

R Store #8, 1511 N 3rd St

R Store #5, 2300 Grand Ave

Townline Market, 916 Townline Rd

Kohlman's IGA, 725 S 3rd Ave

Tobacco Outlet Plus #559, 1041 S 3rd Ave

Crossroads County Market, 220 S 18th Ave

R Store #7, 2007 W Stewart Ave

Trigs Food and Drug, 110 S 17th Ave

Wagner Shell, 4611 Stewart Ave

Walgreen's Store #07009, 105 Central Bridge St

Citgo Quik Food Mart, 1122 Merrill Ave

CVS Pharmacy, 102 Central Bridge St

Pick N Save River Edge, 205 Central Bridge St

R Store #31, 207 Central Bridge St

R Store # 34, 2601 N 20th Ave

The Store #62, 308 Stewart Ave

Tobacco Outlet Plus #501, 109 S 17th Ave

Walgreen's Store #13371, 504 S 17th Ave

ALCOHOL BEVERAGE DEMERIT POINTS ASSESSED

Respectfully submitted,
Lt. Todd A. Baeten